

1 IN THE UNITED STATES DISTRICT COURT
 2 NORTHERN DISTRICT OF OHIO
 3 EASTERN DIVISION

7 RU-EL SAILOR,)
 8)
 9 Plaintiff,)
 10) JUDGE CHRISTOPHER A. BOYKO
 11 -vs-) CASE NO. 1:20-CV-00660
 12)
 13 CITY OF CLEVELAND, et al.,)
 14)
 15 Defendants.)
 16)
 17 - - - - -

18 Videotaped deposition of Ru-El Sailor, taken as if
 19 upon examination before Denise L. Kautzman, a Notary
 20 Public within and for the State of Ohio, at the offices
 21 of Friedman, Gilbert + Gerhardstein, 50 Public Square,
 22 Suite 1900, Cleveland, Ohio, at 9:11 a.m., on Tuesday,
 23 August 10, 2021, pursuant to notice and/or stipulations
 24 of counsel.

1 APPEARANCE CONT'D:
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

1 ALSO PRESENT:
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

1 A. David Tackla, Videographer
 2
 3
 4
 5
 6
 7
 8
 9
 10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25

Page 2

APPEARANCES:

On behalf of the Plaintiff:

SARAH GELSONIMO, ESQ.
 Friedman, Gilbert + Gerhardstein
 50 Public Square, Suite 1900
 Cleveland Ohio 44113
 216-241-1430
 Sara@fgfirm.com

On behalf of the Defendant Police Officers:

KENNETH A. CALDERONE, ESQ.
 Hanna, Campbell & Powell, LLP
 3737 Embassy Parkway, Suite 100
 Akron, Ohio 44333
 330-670-7324
 Kcalderone@hcplaw.net

On behalf of the Defendant The City of
 Cleveland:

TIMOTHY J. PUIN, ESQ.
 The City of Cleveland
 Department of Law
 601 Lakeside Avenue, Room 106
 Cleveland, Ohio 44114
 216-644-2807
 Tpuin@city.cleveland.oh.us

INDEX

1
 2
 3 EXAMINATION OF RU-EL SAILOR:
 4 BY MR. CALDERONE.....6, 207
 5 BY MR. PUIN.....152, 210
 6
 7 DEFENDANT'S EXHIBITS:
 8 A Notice of Alibi.....106
 9 B Photos.....88
 10 C (was not presented)
 11 D Notice of Alibi and Amended Notice
 12 Of Alibi.....110
 13 E Proposed and Amended Witness list...115
 14 F Affidavit of Clark Williams.....208
 15 G Affidavit of William Sizemore.....209
 16 H Polygraph test of Ru-El Sailor.....209
 17 I Polygraph test of Cordell Hubbard...210
 18
 19
 20
 21
 22
 23
 24
 25

1	P-R-O-C-E-E-D-I-N-G-S	Page 5	1	Q. And your daughter's name?
2	---		2	A. El-Laja.
3	THE VIDEOGRAPHER: We are on the record.		3	Q. Can you spell --
4	Today's date is August 10th, 2021. The time is now		4	A. E-L, hyphen, L-A-J-A, Sailor.
5	11 -- excuse me, 9:11:58. This is the beginning of		5	Q. And how old is El-Laja?
6	media 1, in the case of Ru-El Sailor, plaintiff, versus		6	A. Twenty.
7	the City of Cleveland, et al., defendants. It is being		7	Q. I'm sorry?
8	held in the U.S. District Court, Northern District of		8	A. Twenty.
9	Ohio, Eastern Division. Case No. 1:20-CV-00660.		9	Q. Twenty?
10	My name is Dave Tackla. I'm the		10	The address at East 29 -- East 150th Street, is
11	videographer with the firm Tackla Court Reporting. Our		11	that a house?
12	court reporter is Denise Kautzman, also with the firm		12	A. Yes.
13	Tackla Court Reporting.		13	Q. Is that owned by your mother?
14	Can you please introduce yourselves and who		14	A. Yes.
15	you represent.		15	Q. The other address at 384 East 211th Street, who
16	MS. GELSONIMO: Sarah Gelsomino, on behalf		16	lives there with you?
17	of the plaintiff, Ru-El Sailor.		17	A. My wife, our three daughters.
18	MR. CALDERONE: Ken Calderone, representing		18	Q. And what is your wife's name?
19	the police officer defendants.		19	A. Amy Sailor.
20	MR. PUIN: Timothy Puin, Assistant Director		20	Q. How long have you been married?
21	of Law, City of Cleveland.		21	A. Three -- two years. Get me in trouble.
22	THE VIDEOGRAPHER: Sir, will you please		22	Q. It only gets harder.
23	raise your right hand to be sworn in by our court		23	You said you have daughters, as well?
24	reporter.		24	A. Yes.
25	Ru-El Sailor, of lawful age, being first duly		25	Q. And who are your daughters, their names?
1	sworn, testified upon his oath as follows:	Page 6	1	A. [REDACTED]
2	EXAMINATION OF RU-EL SAILOR		2	[REDACTED]
3	BY MR. CALDERONE:		3	[REDACTED]
4	Q. Mr. Sailor, would you please state your full name		4	[REDACTED]
5	for the court reporter?		5	[REDACTED]
6	A. Ru-El James Sailor, Jr.		6	[REDACTED]
7	Q. And how would you like me to address you today,		7	[REDACTED]
8	Mr. Sailor, Ru-el, or how would you prefer?		8	[REDACTED]
9	A. Mr. Sailor, either one.		9	[REDACTED]
10	Q. Okay.		10	[REDACTED]
11	A. Either one is good with me.		11	[REDACTED]
12	Q. Mr. Sailor, could you tell me what your current		12	[REDACTED]
13	address is?		13	[REDACTED]
14	A. 829 East 150th or 384 East 211th.		14	[REDACTED]
15	Q. Those are both in the City of Cleveland?		15	[REDACTED]
16	A. One is in Euclid. One is in Cleveland.		16	[REDACTED]
17	Q. Which is which?		17	[REDACTED]
18	A. East 150th is in Cleveland and 384 is in Euclid.		18	[REDACTED]
19	Q. These two addresses, do other people live there?		19	[REDACTED]
20	A. Yes.		20	[REDACTED]
21	Q. Who else lives at the 829 East 150th Street		21	Q. I know that you have testified before at least in
22	address?		22	a trial.
23	A. My mom and my daughter.		23	Have you ever testified before at a deposition
24	Q. All right. And your mother's name is?		24	like this?
25	A. Bernatte Brown.		25	A. No.

1 **Q. I'm going to ask you questions about your**
 2 **background, about your life now and your life back in**
 3 **2002 and about this lawsuit. You'll have to respond**
 4 **verbally as you are doing so that the court reporter can**
 5 **take down everything that you and I say.**

6 **Do you understand that?**

7 A. Yes.

8 **Q. I caution you not to guess at questions. If you**
 9 **don't know the answer to a question, you can tell me you**
 10 **don't recall or you don't know. Those are perfectly**
 11 **acceptable answers.**

12 **Do you understand that?**

13 A. Yes.

14 **Q. I may even be able to help refresh your memory by**
 15 **showing you something.**

16 **But if you guess at an answer, would you please**
 17 **tell me that you are giving me a guess and you are not**
 18 **certain?**

19 A. Yes.

20 **Q. The last thing I'll caution you about is you have**
 21 **to wait until I'm done asking the question before you**
 22 **answer because the court reporter can only take down one**
 23 **person speaking at a time.**

24 **Fair enough?**

25 A. Yes.

Page 9

Page 11

1 from my mother. So I go over there and chill sometimes
 2 and hang around and spend time with her.

3 **Q. Okay. Give me your date of birth real quick.**

4 A. [REDACTED]

5 **Q. Give me the last four of your social security**
 6 **number.**

7 A. 4482.

8 **Q. You told me your mother's name is Bernatte?**

9 A. Yes. B-E-R-N-A-T-T-E.

10 **Q. How about your father's name?**

11 A. Ru-El Sailor, Sr.

12 **Q. Is he still alive?**

13 A. Yes.

14 **Q. Where does he live at?**

15 A. I don't know his address.

16 **Q. Is it in Ohio?**

17 A. Yes. It's in Cleveland.

18 **Q. How often do you see your father?**

19 A. Probably twice a week.

20 **Q. And do you typically go visit him at his house or**
 21 **do you go someplace with him?**

22 A. He'll probably come to my store or, like, family
 23 functions.

24 **Q. Do you have any brothers or sisters?**

25 A. Yes.

Page 10

Page 12

1 **Q. Okay. El-Laja, am I pronouncing that right?**

2 [REDACTED]
 3 [REDACTED]
 4 [REDACTED]
 5 [REDACTED]
 6 [REDACTED]

7 A. Letishea Hammond.

8 **Q. And Amy Sailor, your wife, what is her maiden**
 9 **name?**

10 A. Amy Gangloff.

11 **Q. How do you spell that?**

12 A. G-A-N-G-L-O-F-F.

13 **Q. Do you split time between your mother's house and**
 14 **Amy's house?**

15 A. Yeah. Mainly at home though.

16 **Q. Mainly at home?**

17 A. Yes.

18 **Q. "Home" meaning your mom's house?**

19 A. No. Amy's house.

20 **Q. Amy's house?**

21 A. Yeah.

22 **Q. Okay. Is there any particular reason -- or is**
 23 **there any particular reason that you split the time**
 24 **between the two?**

25 A. I did 15 years, you know what I'm saying, away

1 **Q. Tell me the names of your brothers and sisters.**

2 A. Sharell Sailor, S-H-A-R-E-L-L; Darell Sailor,
 3 D-A-R-E-L-L.

4 My father got two kids. Do you count those, too?

5 **Q. Yes.**

6 A. Druell Sailor, D-R-U-E-L-L. And Casandriell, I
 7 don't know how to spell her name, Sailor.

8 **Q. How old is Sharell Sailor?**

9 A. Thirty-five. 35.

10 **Q. I won't hold you to exact --**

11 A. Yeah. I'm terrible with birthdays and ages.

12 **Q. And is Sharell's mother and father Bernatte and**
 13 **Ru-El, Sr.?**

14 A. Yes.

15 **Q. Darell Sailor, how old is he?**

16 A. Thirty-four.

17 **Q. And Darell's parents are Bernatte and Ru-El**
 18 **Sailor, Sr.?**

19 A. Yes.

20 **Q. Druell Sailor --**

21 A. Yes.

22 **Q. -- how old is he?**

23 A. Oh, Druell Sailor, you mean?

24 **Q. Druell, yes.**

25 A. Druell would be like 30.

1 Q. And is Bernatte Druell's mother? 2 A. No. 3 Q. Do you know who his mother is? 4 A. A lady by the name of Rhonda. I don't know the 5 full name. 6 Q. Okay. So Druell is the stepbrother then? 7 A. Yes. 8 Q. And then Cassandra[sic], how old is she? 9 A. Thirty-two. 10 Q. And Cassandra is a stepsister? 11 A. Yes. 12 Q. Do any of your siblings live with your father? 13 A. No. 14 Q. So they are all adults in their own place? 15 A. Yes. 16 Q. Do they all live in the City of Cleveland? 17 A. Yes. 18 Q. You told me that you got married a couple of 19 years ago to Amy. 20 Is that your first marriage? 21 A. Yes. 22 Q. Are you currently employed? 23 A. Self-employed, yes. 24 Q. And what is your business? 25 A. Comma Club, LLC.	Page 13	1 A. T-shirts, hats, jogger sets, two-button polo like 2 I'm wearing today. 3 Q. Well, I know the economy has been sporadic the 4 last year and a half or two years. 5 How's your business been doing? 6 A. I was able -- to be honest, I was able to open my 7 store up during COVID, due to the fact that all the 8 malls had shut down. So I was able to open my store off 9 of that, because people couldn't go to the malls and I 10 was in the neighborhood. So it worked out for me. 11 Q. So it actually helped you a little bit? 12 A. Yeah. It's just slow as of lately. It's been a 13 lot slower. 14 Q. Since you were released from prison, have you had 15 any other employment other than starting your own 16 business? 17 A. No. 18 Q. Since being released from prison, have you 19 applied for any other jobs? 20 A. No. 21 Q. So it sounds like you knew what you wanted to do 22 once you got out -- 23 A. Yes. 24 Q. -- and you were able to do it. Good for you. 25 Before your arrest back in 2002, back at that	Page 15
1 Q. I'm sorry, you're going to have to help me spell 2 that. 3 A. Oh. C-O-M-M-A, Club, LLC. It's a clothing line. 4 Q. It's a clothing line? 5 A. Yes. 6 MS. GELSONIMO: He's wearing it. 7 Q. Ah. And where is Comma Club located at? 8 A. East 185th. 589 East 185th. 9 Q. 589? 10 A. Yes. 11 Q. So is it like a store? 12 A. Yes. 13 Q. When did you start Comma Club? 14 A. 2018. 15 Q. Are you the sole owner of Comma Club, or do you 16 have other co-owners? 17 A. No. I'm the sole. 18 Q. And what exactly does Comma Club do? I know it's 19 a store. 20 Do you make the clothing and design it yourself? 21 A. Yeah. Manufacture it myself and I outsource. 22 Q. And I see you are wearing a sharp-looking shirt 23 here today. 24 What types of clothes do you manufacture and 25 sell?	Page 14	1 time, were you employed? 2 A. No. 3 Q. If you can remember, prior to your arrest back in 4 2002, when had you been last employed, if at all? 5 A. I wasn't employed on record. I worked for my 6 grandmother. She has her own daycare. So I worked for 7 her under the table. 8 Q. And what did you do for your grandmother? 9 A. Janitorial work, maintenance. 10 Q. I want to ask you about your educational history. 11 At the time of your arrest back in 2002, my 12 understanding is you had stopped attending high school; 13 is that true? 14 A. Yes. 15 Q. What was the last grade you had attended in high 16 school before dropping out of school? 17 A. Tenth grade. 18 Q. Tenth grade? 19 And where was that at? 20 A. Collinwood High School. 21 Q. I'm from Akron. 22 So what was that again? 23 A. Collinwood High School. 24 Q. Collinwood. 25 A. Yes. C-O-L-L-I-N-W-O-O-D.	Page 16

<p style="text-align: right;">Page 17</p> <p>Q. Back then, was there a particular reason that you dropped out of school?</p> <p>A. No. I didn't drop out. I was expelled and I just never signed back up anywhere else.</p> <p>Q. When you were in prison, were there any types of programs that allowed you to obtain a GED degree or complete your education?</p> <p>A. Yes.</p> <p>Q. And were you able to do that?</p> <p>A. Yes.</p> <p>Q. So did you obtain a GED?</p> <p>A. My GED.</p> <p>Q. Other than your GED, were there any other trade certifications or training that you received while you were in prison?</p> <p>A. I was in carpentry, but I didn't get to get certified because I had rolled out before the ceremony. I did -- carpentry was the only trade I think I did. Carpentry.</p> <p>Q. And is that a program that they had in prison, where they taught you carpentry skills?</p> <p>A. Yes. Like I completed Toastmasters.</p> <p>Q. What is that?</p> <p>A. A speaking program. Teach you how to do public speaking.</p>	<p>1 name that --</p> <p>2 A. Oh, C and El's Music.</p> <p>3 Q. Is that --</p> <p>4 A. Just the letter C and "and", and then E-L, C and</p> <p>5 El's Music.</p> <p>6 Q. What did you and Cordell plan on doing with your</p> <p>7 business back then?</p> <p>8 A. Sell CDs, tapes, music for cars, accessories.</p> <p>9 Q. Other than having the vendor's license, had you</p> <p>10 and Cordell obtained any other assets or any other</p> <p>11 things that you needed to start your business?</p> <p>12 A. No. We didn't get a chance.</p> <p>13 Q. Okay. You didn't rent a business location?</p> <p>14 A. Oh, yes. We had a location, yes. Sorry about that. We had a location.</p> <p>15 Q. What was the location?</p> <p>16 A. East 116th, Martin Luther King Jr. Drive. I'm not sure of the number of the address.</p> <p>17 Q. And did you and he sign a lease at that location</p> <p>18 or you just located the spot?</p> <p>19 A. No. His father owned a whole entire building on</p> <p>20 a corner with multiple storefronts, so he rented one of</p> <p>21 the storefronts to me and Cordell.</p> <p>22 Q. Cordell's father?</p> <p>23 A. Yes.</p>
<p style="text-align: right;">Page 18</p> <p>Q. Okay. Any other training or courses that you took when you were in prison?</p> <p>A. No. Not that I can remember.</p> <p>Q. Before your conviction and your arrest back in 2002, had you had -- had you made any career choices at that time, like what you wanted to do with your career?</p> <p>A. Entrepreneur. Me and my best friends was -- we had opened up -- about to open up a record store. We had got our vendor's license and we had a location.</p> <p>Q. Who was the best friend you were referring to?</p> <p>A. Cordell Hubbard.</p> <p>THE COURT REPORTER: What was the name?</p> <p>THE WITNESS: Cordell Hubbard.</p> <p>THE COURT REPORTER: Thank you.</p> <p>Q. So back at that time, you and Cordell had obtained a vendor's license?</p> <p>A. Yes.</p> <p>Q. And was that from the City of Cleveland?</p> <p>A. Yes.</p> <p>Q. Do you recall whose name the vendor's license was in?</p> <p>A. Me and his, both.</p> <p>Q. Both of you individually?</p> <p>A. Yes.</p> <p>Q. You didn't have a fictitious name or a business</p>	<p>1 Q. What was his name?</p> <p>2 A. Anthony Hubbard, if I ain't mistaken. He's deceased.</p> <p>3 Q. Incidentally, how old is your father? It's another test question for you.</p> <p>4 A. I think I'm going to take 59.</p> <p>5 Q. Okay. And how old is your mother?</p> <p>6 A. Sixty.</p> <p>7 Q. What are your current sources of income?</p> <p>8 A. Just Comma Club.</p> <p>9 Q. I'm sorry?</p> <p>10 A. Comma Club.</p> <p>11 Q. Comma Club. This fan is running so you have to</p> <p>12 keep your voice up --</p> <p>13 A. Oh, sorry.</p> <p>14 Q. -- so I can hear you.</p> <p>15 A. All right. Sorry. Comma Club.</p> <p>16 Q. And you don't have to give me an exact number,</p> <p>17 but can you give me approximation of how much money</p> <p>18 Comma Club made last year?</p> <p>19 A. Can I look?</p> <p>20 Q. If there's something you would like to look at to</p> <p>21 refresh your memory, sure.</p> <p>22 A. I'm not sure.</p> <p>23 MS. GELSONINO: It just has to be an</p>

<p>approximation. Nobody's going to hold you to a specific number.</p> <p>A. I think it was like 50,000.</p> <p>Q. Okay. Is that the gross total sum of money you think you've earned?</p> <p>A. Yes.</p> <p>Q. And once you paid all your expenses and utilities or whatever else you had to pay, what was the net profit that the business made?</p> <p>A. Like, probably somewhere around -- after I paid and everything for the year?</p> <p>Q. Yes.</p> <p>A. It would probably come out to probably like 25, 27.</p> <p>Q. After you were released, did you make any applications in the State of Ohio to be compensated for your time in prison?</p> <p>A. Yes. Did I? I'm not sure.</p> <p>Q. If you know.</p> <p>A. (Indicating.)</p> <p>Q. Did you receive any money from the State of Ohio?</p> <p>A. No.</p> <p>Q. Since being released from prison, have you joined any social clubs or any organizations?</p> <p>A. No.</p>	<p style="text-align: right;">Page 21</p> <p>1 arrested, did you have a cellphone at that time?</p> <p>2 A. Yes.</p> <p>3 Q. Do you remember what the cellphone number was?</p> <p>4 A. No. It's -- no.</p> <p>5 Q. Do you recall who the cellphone provider was?</p> <p>6 A. I think it was Alltel.</p> <p>7 Q. And whose name was on the account?</p> <p>8 A. Mine. Mine or my kid's mother. I'm pretty sure.</p> <p>9 Q. And your kid's mother's name?</p> <p>10 A. Letishea.</p> <p>11 Q. I'm sorry?</p> <p>12 A. Letishea Hammond.</p> <p>13 Q. Letishea.</p> <p>14 While in prison, were you given access to any computers or social media?</p> <p>15 A. No.</p> <p>16 Q. Since being released, have you become a member or participated in any types of social media, like Facebook or others?</p> <p>17 A. Yes.</p> <p>18 Q. What social media have you participated in?</p> <p>19 A. Facebook and Instagram.</p> <p>20 Q. Since being released, have you been able to take any vacations or go anywhere, take any trips?</p> <p>21 A. Yes.</p>
<p>Q. Prior to your conviction, were you a member of any social clubs or organizations?</p> <p>A. No.</p> <p>Q. Prior to your conviction, were you a member of any gangs?</p> <p>A. No.</p> <p>Q. Prior to your conviction, who were your primary friends that you hung around with and went out with or socialized with?</p> <p>A. Cordell Hubbard, Anthony McKenzie, Bobby Nettles, Samuel Brown.</p> <p>Q. Is Samuel Brown related to you?</p> <p>A. No.</p> <p>Q. Do you currently have a cellphone?</p> <p>A. Yes.</p> <p>Q. What is your current cellphone number?</p> <p>A. 216-659-6825.</p> <p>Q. And who is the cellphone provider?</p> <p>A. Sprint.</p> <p>Q. Is the cellphone account in your name?</p> <p>A. No.</p> <p>Q. Whose name is it in?</p> <p>A. My sister's, Sharell Sailor. I mean, Sharell Robinson. She's married.</p> <p>Q. If you can recall, back when you were first</p>	<p style="text-align: right;">Page 22</p> <p>Q. What -- where have you went?</p> <p>A. Mississippi, Atlanta, Florida, Washington D.C., Chicago.</p> <p>Q. Your trip to Mississippi, were you simply there as a tourist, or do you have family or friends you visited there?</p> <p>A. Family.</p> <p>Q. And your trip to Atlanta, was that purely for tourism, or do you have friends or family there?</p> <p>A. It was an Ohio Innocence Project Convention.</p> <p>Q. And did you attend the convention or did you speak there?</p> <p>A. I attended.</p> <p>Q. Your trip to Florida, was that purely for tourism or did you have family or friends there?</p> <p>A. Tourism.</p> <p>Q. Did you go to Disney World?</p> <p>A. No. I went to Universal Studios. Disney World was what we booked.</p> <p>Q. Your trip to Washington D.C., was that purely tourism or do you have family and friends there?</p> <p>A. Tourism.</p> <p>Q. And your trip to Chicago, was that tourism or do you have family or friends there?</p> <p>A. Tourism.</p>

<p>1 Q. Ru-El, you're a pretty big-built guy.</p> <p>2 Approximately, what is your height and your</p> <p>3 weight?</p> <p>4 A. Five-ten, 220.</p> <p>5 Q. You look like you work out.</p> <p>6 Do you work out?</p> <p>7 A. Yeah. Sometimes.</p> <p>8 Q. If you recall back in 2002 at the time of your</p> <p>9 arrest, do you know what your height and weight was</p> <p>10 then?</p> <p>11 A. Probably, like, five-nine, like, 160.</p> <p>12 Q. I want to ask you about different people that I</p> <p>13 have seen in a lot of different documents. You may or</p> <p>14 may not know them, but I wanted to ask you about them.</p> <p>15 First of all, do you know Tamika</p> <p>16 McMann[spelling]?</p> <p>17 A. Tamika McMann?</p> <p>18 Q. Uh-huh.</p> <p>19 A. No. Tamika[spelling]?</p> <p>20 Q. Maybe that's it. Tamika? I think it was</p> <p>21 Cordell's ex-girlfriend --</p> <p>22 A. -- kids' mother.</p> <p>23 Q. Okay. You've got to let me finish.</p> <p>24 A. Oh, sorry.</p> <p>25 Q. Is it Tamika?</p>	Page 25	<p>1 there.</p> <p>2 Q. She just happened to be walking by or...</p> <p>3 A. Just out there with other family members and</p> <p>4 friends.</p> <p>5 Q. And what have you spoken to Takima about since</p> <p>6 seeing her after your release?</p> <p>7 A. Nothing. Just normal speak and how the boys are</p> <p>8 doing.</p> <p>9 Q. Catching up on things?</p> <p>10 A. Yeah.</p> <p>11 Q. Would you describe your relationship with Takima</p> <p>12 as being friends with her?</p> <p>13 A. Cordial.</p> <p>14 Q. Back at the time of your arrest and before your</p> <p>15 arrest, what was your relationship with Takima at that</p> <p>16 time? Was it any different?</p> <p>17 A. Cordial.</p> <p>18 Q. Just friends? Or acquaintances or friends?</p> <p>19 A. Acquaintances, yes.</p> <p>20 Q. Did Takima communicate with you at all while you</p> <p>21 were in prison?</p> <p>22 A. No.</p> <p>23 Q. Now, you told me before that Cordell Hubbard</p> <p>24 is -- or at least was your best friend, correct?</p> <p>25 A. Yes.</p>	Page 27
<p>1 A. Yes.</p> <p>2 Q. And she was Cordell's ex-girlfriend?</p> <p>3 A. Yes.</p> <p>4 Q. And did you say she was the mother of a child of</p> <p>5 his?</p> <p>6 A. His two sons.</p> <p>7 Q. Do you know how to spell her first name? Is it</p> <p>8 T-A-K-I-M-A?</p> <p>9 A. I'm not sure.</p> <p>10 Q. Since being released, have you seen or spoken to</p> <p>11 Takima McMann?</p> <p>12 A. Yes.</p> <p>13 Q. Tell me about those occasions.</p> <p>14 How many times have you seen her or spoken to</p> <p>15 her?</p> <p>16 A. Like, two or three times.</p> <p>17 Q. And where have you seen her at?</p> <p>18 A. In the neighborhood.</p> <p>19 Q. Does she live nearby?</p> <p>20 A. I'm not sure where she lives.</p> <p>21 Q. Where did you see her at? You said in the</p> <p>22 neighborhood. Is it somebody's house or...</p> <p>23 A. No. Like, in our neighborhood, we be outside,</p> <p>24 outside on the street. East 141st is where everybody in</p> <p>25 the neighborhood meet up at. And I've seen her out</p>	Page 26	<p>1 Q. Do you still consider him your best friend today?</p> <p>2 A. We talk.</p> <p>3 Q. How often do you talk?</p> <p>4 A. Like, three, four times a week.</p> <p>5 Q. Is he still in jail?</p> <p>6 A. Yes.</p> <p>7 Q. How do you communicate with him, by phone or do</p> <p>8 you visit him?</p> <p>9 A. By phone.</p> <p>10 Q. Back when you were in prison, were you in the</p> <p>11 same location where he was?</p> <p>12 A. Yes.</p> <p>13 Q. And I'm not sure how it works when you are</p> <p>14 incarcerated.</p> <p>15 Were you able to see him or speak to him while</p> <p>16 you were in prison?</p> <p>17 A. Yes.</p> <p>18 MS. GELSONIMO: Objection on the timeframe.</p> <p>19 Q. From any time, from 2002 through the time you</p> <p>20 were released, how frequently did you get to speak with</p> <p>21 him while you were in prison, in general?</p> <p>22 A. Often. We was cellies at one point.</p> <p>23 Q. Cellmates?</p> <p>24 A. Yes.</p> <p>25 Q. Let me ask you this, and maybe we can do it a</p>	Page 28

<p>1 different way.</p> <p>2 When you were initially convicted and you went to</p> <p>3 prison, how many different locations did you end up</p> <p>4 staying at during your entire incarceration?</p> <p>5 A. Six.</p> <p>6 Q. Do you remember what they were?</p> <p>7 A. Yes.</p> <p>8 Q. Please, what are they?</p> <p>9 A. Lorain, Mansfield, Lucasville, Toledo, Trumbull,</p> <p>10 and OSP, Ohio State Penitentiary.</p> <p>11 Q. If you recall, approximately, how long were you</p> <p>12 in Lorain?</p> <p>13 A. I can't recall. It was some months. I'm not</p> <p>14 sure how many.</p> <p>15 Q. If you recall, how long were you in Mansfield?</p> <p>16 A. Seven years.</p> <p>17 Q. If you recall, how long were you in Lucasville?</p> <p>18 A. Well, I was there twice. The first time was a</p> <p>19 year. And the second time was, like, two and a half.</p> <p>20 Q. If you recall, how long were you in Toledo?</p> <p>21 A. A year and a half.</p> <p>22 Q. If you recall, how long were you in</p> <p>23 Trumbull County?</p> <p>24 A. Two and a half.</p> <p>25 Q. And if you recall, how long were you in OSP?</p>	Page 29	<p>1 them so I didn't see her that much.</p> <p>2 Q. Would it be fair to describe her just as an</p> <p>3 acquaintance at that time?</p> <p>4 A. Yes.</p> <p>5 Q. Since being released, have you spoken to Nichole</p> <p>6 Hubbard?</p> <p>7 A. No.</p> <p>8 Q. Is she --</p> <p>9 A. I JPay'ed her. I sent her a JPay. I haven't</p> <p>10 spoke to her.</p> <p>11 Q. Forgive me. When you say send her a JPay, what</p> <p>12 does that mean?</p> <p>13 A. It's correspondence through electronically</p> <p>14 through inmates and outside.</p> <p>15 Q. Okay. Is she still incarcerated?</p> <p>16 A. Yes.</p> <p>17 Q. Clark Williams, I'm told Clark Lamar Williams,</p> <p>18 also known as Dude?</p> <p>19 A. Yes.</p> <p>20 Q. Before -- back in 2002 when you were arrested,</p> <p>21 what was your relationship with Clark Williams?</p> <p>22 A. I didn't know him.</p> <p>23 Q. Back in 2002 at the time of your arrest, you have</p> <p>24 not socialized or hung out with Clark Williams?</p> <p>25 A. No. I didn't know him.</p>	Page 31
<p>1 A. Like, a year and a half.</p> <p>2 Q. Now, of those places where you were incarcerated,</p> <p>3 which locations was it or were it, were Cordell was also</p> <p>4 present?</p> <p>5 A. Mansfield.</p> <p>6 Q. Only Mansfield?</p> <p>7 A. Yes.</p> <p>8 Q. And were you cellmates with Cordell in Mansfield?</p> <p>9 A. Yes.</p> <p>10 Q. Is Cordell still at Mansfield?</p> <p>11 A. No.</p> <p>12 Q. Where is he at now?</p> <p>13 A. Grafton.</p> <p>14 Q. Do you remember approximately what years it was</p> <p>15 that you were in Mansfield?</p> <p>16 A. 2003 until 2010.</p> <p>17 Q. Nichole Hubbard, Cordell's sister?</p> <p>18 A. Yes.</p> <p>19 Q. Was she a friend of yours back in 2002 when you</p> <p>20 were arrested?</p> <p>21 A. No.</p> <p>22 Q. How would you describe your relationship with</p> <p>23 her?</p> <p>24 A. Really didn't have one. She was just Cordell's</p> <p>25 sister. She didn't live at the house with Cordell and</p>	Page 30	<p>1 Q. While you were incarcerated, did you ever have</p> <p>2 any direct communications with Clark Williams?</p> <p>3 A. No.</p> <p>4 Q. After your release, did you have communications</p> <p>5 with Clark Williams?</p> <p>6 A. No.</p> <p>7 Q. I'm sorry?</p> <p>8 A. No.</p> <p>9 Q. My understanding is that Mr. Williams has passed</p> <p>10 away.</p> <p>11 From the time that you were released until him</p> <p>12 passing away, did you have any communications with him?</p> <p>13 A. No.</p> <p>14 Q. Umar Clark, do you know Umar Clark?</p> <p>15 A. Yes.</p> <p>16 Q. How do you know Umar Clark?</p> <p>17 A. I know him as the victim's brother.</p> <p>18 Q. Back in 2002 when you were arrested, did you have</p> <p>19 any type of relationship with Umar Clark?</p> <p>20 A. No.</p> <p>21 Q. While you were incarcerated, I think you received</p> <p>22 some letters from him?</p> <p>23 A. Yes.</p> <p>24 Q. Other than the letters that you received from</p> <p>25 him, did you ever speak to him while you were</p>	Page 32

<p>1 incarcerated?</p> <p>2 A. Yes.</p> <p>3 Q. Tell me about those occasions.</p> <p>4 A. I was incarcerated with his son. So his son had</p> <p>5 put him on the phone with me before.</p> <p>6 And then we was in OSP. He came to see his son</p> <p>7 in a visit and I was on a visit as well.</p> <p>8 Q. Okay. His son, what was his son's name that you</p> <p>9 were incarcerated with?</p> <p>10 A. Umar Clark, Jr.</p> <p>11 Q. Do you know how to spell that?</p> <p>12 A. U-M-A-R.</p> <p>13 Q. Is that the same way you spell -- same name?</p> <p>14 A. Yeah. He a junior, yes.</p> <p>15 Q. So Umar Clark, Jr.</p> <p>16 And where were you incarcerated with him at?</p> <p>17 A. Trumbull.</p> <p>18 Q. Approximately, what years were those?</p> <p>19 A. 2013 to '16.</p> <p>20 Q. And how many times do you think you spoke</p> <p>21 directly with Umar Clark, Sr. before you were released</p> <p>22 from prison?</p> <p>23 A. Maybe, like, four times.</p> <p>24 Q. The four times that you spoke with him, were they</p> <p>25 all while you were at Trumbull County?</p>	<p>Page 33</p>	<p>1 said you had the opportunity to speak directly with Umar</p> <p>2 Clark, Sr.</p> <p>3 What did you speak with him about?</p> <p>4 A. Just -- it was more about the case itself. Like</p> <p>5 him trying to help me get exonerated or get released.</p> <p>6 Q. Well, at some point, Umar, Sr. became interested</p> <p>7 or active to help get you released?</p> <p>8 A. Yes.</p> <p>9 Q. Do you know what caused that?</p> <p>10 A. I wrote him a letter when I was in Lucasville,</p> <p>11 like, 2010. I had found -- somebody had told me that he</p> <p>12 was incarcerated somewhere else. And I just wrote him a</p> <p>13 letter, like, just asking him -- because I knew he knew</p> <p>14 the truth.</p> <p>15 I just asked him if he could just come forward</p> <p>16 and tell the truth.</p> <p>17 Q. Okay. And did he respond to you in writing?</p> <p>18 A. Yes.</p> <p>19 Q. And said, yes, he would come forward and try to</p> <p>20 help you?</p> <p>21 A. Yes. And that he knew the truth since court --</p> <p>22 since the trial.</p> <p>23 Q. The first time you spoke directly with him, you</p> <p>24 said -- you just spoke about the case itself.</p> <p>25 Can you recall anything specific about what you</p>	<p>Page 35</p>
<p>1 A. No.</p> <p>2 Q. Where else were you when you spoke to him?</p> <p>3 A. Lucasville.</p> <p>4 Q. And, approximately, what years were those?</p> <p>5 A. In between '16 and '18, 2016 and 2018.</p> <p>6 Q. Was Umar Clark Sr.'s son also at Lucasville?</p> <p>7 A. No.</p> <p>8 Q. You said something about OSP.</p> <p>9 Did you visit or speak to Umar Clark while you</p> <p>10 were at OSP?</p> <p>11 A. Yes.</p> <p>12 Q. Did he come visit you?</p> <p>13 A. No. Came to visit his son. His son was at OSP</p> <p>14 with me.</p> <p>15 Q. So you were incarcerated with Umar Clark, Jr. in</p> <p>16 Trumbull County?</p> <p>17 A. And OSP.</p> <p>18 Q. And OSP?</p> <p>19 A. Yes.</p> <p>20 Q. And what years do you think you were incarcerated</p> <p>21 with him at OSP?</p> <p>22 A. I'm going to say, like, '15 to '16.</p> <p>23 Q. Again, I'm not going to hold you to specific</p> <p>24 years.</p> <p>25 So tell me, when you were in Trumbull County, you</p>	<p>Page 34</p>	<p>1 discussed at that time?</p> <p>2 A. It was more so about him just reassuring that he</p> <p>3 was going to fight as hard as he could to help me prove</p> <p>4 my innocence.</p> <p>5 Q. Was it your understanding that William Sizemore</p> <p>6 had informed Umar Clark, Sr. that he was the individual</p> <p>7 that was with Cordell Hubbard on the night of the</p> <p>8 shooting?</p> <p>9 A. Yes.</p> <p>10 Q. And the first time when you spoke with Umar</p> <p>11 Clark, Sr., did the discussions center around the fact</p> <p>12 that William Sizemore had informed him of that?</p> <p>13 A. It was part of the conversation, I'm sure.</p> <p>14 Q. Other than Umar Clark telling you that William</p> <p>15 Sizemore did, in fact, tell him -- I'll say confess to</p> <p>16 him, that he was with Cordell on the night of the</p> <p>17 shooting, is there any other information you recall Umar</p> <p>18 Clark providing you about the case or your conviction?</p> <p>19 A. No.</p> <p>20 Q. And based upon the dates that you have provided</p> <p>21 me for your incarceration, the communications with Umar</p> <p>22 Clark, Sr. and you started approximately around 2013,</p> <p>23 2014?</p> <p>24 A. Like, verbal communication? Face-to-face, like,</p> <p>25 or on the phone?</p>	<p>Page 36</p>

<p>1 Q. I think verbal or writing.</p> <p>2 A. Writing was in 2010.</p> <p>3 Q. Okay. And the verbal communication started</p> <p>4 around 2013, 2014?</p> <p>5 A. Yes.</p> <p>6 Q. When Umar Clark started exchanging writings with</p> <p>7 you, did you provide his letters to your attorney?</p> <p>8 A. Yes.</p> <p>9 Q. And at that time, who was your attorney?</p> <p>10 A. Kimberly Corral[phonetic].</p> <p>11 Q. Kimberly who?</p> <p>12 A. No. No. No. She wasn't. I apologize.</p> <p>13 Paul Mancino was my lawyer at the time.</p> <p>14 THE COURT REPORTER: What was the name?</p> <p>15 THE WITNESS: Paul Mancino.</p> <p>16 THE COURT REPORTER: Thank you.</p> <p>17 Q. Now, was Mr. Mack your attorney during your</p> <p>18 trial?</p> <p>19 A. Yes.</p> <p>20 Q. Did he remain one of your attorneys through your</p> <p>21 appeal?</p> <p>22 A. No.</p> <p>23 Q. Did you end that attorney-client relationship at</p> <p>24 some point after the trial?</p> <p>25 A. Yes.</p>	<p>Page 37</p>	<p>1 A. I wanted someone that specializes in appeals.</p> <p>2 Q. After your conviction, were you satisfied with</p> <p>3 the performance of Mr. Mack as your trial attorney?</p> <p>4 A. Yes.</p> <p>5 Q. Now, I was asking you a moment ago about your</p> <p>6 discussions with Umar Clark, Sr. You told me about the</p> <p>7 first conversation you had with him. I want to ask you</p> <p>8 about the other verbal conversations you had with him.</p> <p>9 What do you recall discussing during the other</p> <p>10 conversations with Umar Clark, Sr.?</p> <p>11 A. It was always about just proving my innocence.</p> <p>12 Q. And with regard to proving your innocence, was</p> <p>13 there any -- strike that.</p> <p>14 Was there ever any other substance to Umar Clark,</p> <p>15 Sr.'s communications, other than the fact that William</p> <p>16 Sizemore had confessed to him that William Sizemore was</p> <p>17 with Cordell on the night of the shooting?</p> <p>18 Do you understand the question?</p> <p>19 A. No. Can you say it again?</p> <p>20 Q. Okay. Yeah. I know, from reading things, that</p> <p>21 Umar Clark, Sr. informed you and informed others that</p> <p>22 William Sizemore had come to him at some point and</p> <p>23 informed him that William Sizemore was with Cordell that</p> <p>24 night. I know that fact.</p> <p>25 What I'm asking you is, during your discussions</p>	<p>Page 39</p>
<p>1 Q. And is that when you hired Mr. Mancino as your</p> <p>2 attorney?</p> <p>3 A. Yes. I acquired Mr. Mancino after the verdict.</p> <p>4 Q. And why did you no longer want Mr. Mack to</p> <p>5 represent you?</p> <p>6 MS. GELSONIMO: Objection. Form.</p> <p>7 A. He told me that --</p> <p>8 MS. GELSONIMO: Oh, wait. Hold on. I don't</p> <p>9 want you to say anything that you talked about with your</p> <p>10 lawyer because that's protected.</p> <p>11 So if you could answer the question without</p> <p>12 talking about what you guys talked about, then that's</p> <p>13 okay.</p> <p>14 MR. CALDERONE: Yeah. Everything you've</p> <p>15 discuss with your attorneys is privileged. Well, most</p> <p>16 everything, anyways.</p> <p>17 A. I just wanted a better appeal lawyer.</p> <p>18 Q. But I can ask you what your reasons were for</p> <p>19 making your decisions.</p> <p>20 A. Okay.</p> <p>21 Q. But do not tell me anything that you discussed</p> <p>22 with your lawyers.</p> <p>23 A. Okay.</p> <p>24 Q. So what was your reason for terminating Mr. Mack</p> <p>25 and hiring Mr. Mancino?</p>	<p>Page 38</p>	<p>1 with Umar Clark, Sr., did he ever share any other</p> <p>2 information that could help you get released, other than</p> <p>3 what he knew about William Sizemore?</p> <p>4 A. No. Not that I can recollect.</p> <p>5 Q. Okay. For example, Umar Clark, Sr. never told</p> <p>6 you, "Hey, I found a new alibi witness that can help</p> <p>7 you" or anything like that?</p> <p>8 A. No.</p> <p>9 Q. Okay. After your release from prison, did you</p> <p>10 meet with or have any conversations with</p> <p>11 Umar Clark, Sr.?</p> <p>12 A. Yes. I saw him once when I was -- I mean, as</p> <p>13 soon as I got released, I saw him.</p> <p>14 Q. Where was that at?</p> <p>15 A. My mother's house.</p> <p>16 Q. And tell me about that conversation.</p> <p>17 A. He just -- he had pulled up and congratulated me</p> <p>18 on my release. And I told him thank you for what he</p> <p>19 did, you know what I'm saying, for telling the truth.</p> <p>20 And that was pretty much it.</p> <p>21 Q. Do you know if Umar Clark, Jr. is still</p> <p>22 incarcerated?</p> <p>23 A. Yes.</p> <p>24 Q. Do you know where he's incarcerated at?</p> <p>25 A. Mansfield.</p>	<p>Page 40</p>

<p style="text-align: right;">Page 41</p> <p>Q. And have you spoken with him since you've been released?</p> <p>A. Yes.</p> <p>Q. How frequently do you speak to Umar, Jr. -- Umar, Umar Jr.?</p> <p>A. Probably once or twice a month.</p> <p>Q. What's he in prison for?</p> <p>MS. GELSONIMO: If you know.</p> <p>MR. CALDERONE: If you know.</p> <p>A. Something like a kidnapping or something to that extent, murder.</p> <p>Q. Did you know Omar Clark?</p> <p>A. No.</p> <p>Q. To your knowledge, you had never met or spoken to Omar Clark before his death?</p> <p>A. No.</p> <p>Q. Do you know Lonnell Brooks?</p> <p>A. No.</p> <p>Q. And to your knowledge, you've never spoken to Lonnell Brooks?</p> <p>A. No.</p> <p>Q. William Sizemore, back before you were arrested, what was your relationship with William Sizemore?</p> <p>A. He was Cordell's friend more so. He was an acquaintance -- an acquaintance to me, but Cordell's</p>	<p>1 A. Yes.</p> <p>2 Q. Tell me about the conversation. What was said?</p> <p>3 A. He apologized. And told me that he was glad I</p> <p>4 was out and that he kept apologizing that it took so</p> <p>5 long for him to come get me out.</p> <p>6 Q. So he apologized for not coming forward earlier?</p> <p>7 A. Yes.</p> <p>8 Q. But I'm guessing you thanked him for finally</p> <p>9 coming forward?</p> <p>10 A. Yes.</p> <p>11 Q. And any other communications with William</p> <p>12 Sizemore, other than that one time?</p> <p>13 A. No.</p> <p>14 Q. Do you know Larry Braxton?</p> <p>15 A. Yes.</p> <p>16 Q. How do you know Larry Braxton?</p> <p>17 A. He was the witness on my case.</p> <p>18 Q. At the time when you were arrested, did you know</p> <p>19 Larry Braxton?</p> <p>20 A. No.</p> <p>21 Q. Did you ever communicate with Larry Braxton while</p> <p>22 you were in prison?</p> <p>23 A. No.</p> <p>24 Q. To your knowledge, did anyone on your behalf</p> <p>25 communicate with Larry Braxton while you were in prison?</p>
<p style="text-align: right;">Page 42</p> <p>friend.</p> <p>Q. I'm presuming there were times that you may have socialized with Cordell, and William Sizemore was also present?</p> <p>A. Yes.</p> <p>Q. Other than socializing with William Sizemore when Cordell was present, did you ever socialize with Mr. Sizemore separately, when Cordell was not present?</p> <p>A. No.</p> <p>Q. How frequently, if you recall, did you socialize with Cordell and William Sizemore back before your arrest?</p> <p>A. I can't recall.</p> <p>Q. While you were incarcerated, did you have any communications, either in written or direct verbal communications with William Sizemore?</p> <p>A. No.</p> <p>Q. After your release, did you have any communications with William Sizemore?</p> <p>A. Once.</p> <p>Q. When was that?</p> <p>A. I don't know the exact time. I was out for a couple of months, but I had went to a restaurant and he was there.</p> <p>Q. And did the two of you speak?</p>	<p>1 A. Yes.</p> <p>2 Q. Who spoke with him on your behalf?</p> <p>3 A. My wife.</p> <p>4 Q. And tell me what you know about your wife</p> <p>5 speaking to Larry Braxton.</p> <p>6 A. She basically just asked him, could he come</p> <p>7 forward and, like, just tell the truth. And she</p> <p>8 explained to him that William Sizemore had come forward</p> <p>9 and Clark Williams had came forward, and could he just</p> <p>10 come forward also as well and tell the truth.</p> <p>11 Q. And what is your understanding of Braxton's</p> <p>12 response?</p> <p>13 A. He didn't want to tell the truth. He didn't want</p> <p>14 to be involved, period.</p> <p>15 Q. So Mr. Braxton did not assist you in any way for</p> <p>16 getting -- in order to get released?</p> <p>17 A. No.</p> <p>18 Q. Since being released, have you spoken to</p> <p>19 Mr. Braxton?</p> <p>20 A. Yes.</p> <p>21 Q. How many times?</p> <p>22 A. Twice.</p> <p>23 Q. Tell me about those occasions.</p> <p>24 Where was the first time you spoke to him?</p> <p>25 A. The first time I spoke to him, he approached me</p>

1 at Walmart. And I didn't know who he was, but he knew
 2 who I was. And he apologized for his role that he
 3 played in my conviction. And we exchanged numbers. And
 4 then we spoke again on the phone.

5 **Q. Why was it that you wanted his phone number?**

6 A. Because I wanted him -- I was asking him, could
 7 he -- even though I was free, I was like, "Man, could
 8 you still come forward and just tell the truth, you know
 9 what I'm saying, you don't want to get that off your
 10 conscience?" You know what I'm saying?

11 We exchanged numbers and talked on the phone
 12 about it and that was it.

13 **Q. So the second time you communicated with him was
 14 on the phone?**

15 A. Yes.

16 **Q. You called him?**

17 A. Yes.

18 **Q. And you were trying to convince Mr. Braxton to
 19 recant his prior testimony?**

20 MS. GELSONIMO: Objection to the form.

21 You can answer.

22 **Q. Do you understand what I'm asking?**

23 A. Yeah. I just wanted him to tell the truth for
 24 real. That's it.

25 **Q. And when you say "tell the truth," you know he**

1 **testified and identified you as an individual who was
 2 with Cordell at the time of the shooting --**

3 A. Yes.

4 **Q. -- correct?**

5 A. Correct.

6 **Q. And when you spoke with him after your release
 7 and you indicating you wanted him to tell the truth, you
 8 wanted him to come forward and recant his prior
 9 testimony?**

10 A. Yes.

11 **Q. When you spoke with him the second time, though,
 12 he still would not agree to do that?**

13 A. No. He just basically was like, he would get
 14 around to it. I said okay.

15 That was the end of it.

16 **Q. To your knowledge, as you sit here today, has
 17 Mr. Braxton ever, as you say, told the truth or recanted
 18 his prior testimony?**

19 A. Not to my knowledge.

20 **Q. Do you have his phone number still?**

21 A. No -- yes. I think it's in my other phone,
 22 though. Yeah.

23 **Q. All right. Can you provide that number to your
 24 attorney?**

25 A. Yes.

1 **Q. Other than your wife speaking to Larry Braxton,
 2 are you aware of anyone else speaking to Larry Braxton
 3 about this case or his role in the case?**

4 A. Private investigators.

5 **Q. What investigators are you aware of that spoke to
 6 Larry Braxton?**

7 A. Tom Pavlish.

8 **Q. Tom Pavlish?**

9 A. Pavlish, P-A-V-L-I-S-H.

10 **Q. Okay. And who else?**

11 A. That's it.

12 **Q. And do you know who Mr. Pavlish was working for
 13 when he tried to speak to Larry Braxton?**

14 A. Me.

15 **Q. Did your attorneys hire him?**

16 A. Yes.

17 **Q. To your knowledge, have you or your attorneys
 18 acquired any type of written statement from Mr. Braxton
 19 or recorded statement from Mr. Braxton?**

20 A. No.

21 **Q. Next person I want to ask you about is Joseph
 22 Mayhand.**

23 **Do you know Joseph Mayhand?**

24 A. No.

25 **Q. Do you recall if you ever spoke to Mr. Mayhand**

1 **before you were arrested?**

2 A. No.

3 **Q. To your knowledge, did you ever speak with him
 4 while you were in prison?**

5 A. No.

6 **Q. And have you spoke with him since you've been
 7 released?**

8 A. No.

9 **Q. How about Brandon Gibbs? Do you know Brandon
 10 Gibbs?**

11 A. No. I mean -- scratch that. Excuse me.

12 I know of him being a witness in my case. But
 13 personally, no.

14 **Q. Did you ever speak with Brandon Gibbs before your
 15 arrest?**

16 A. No.

17 **Q. Did you ever speak with Mr. Gibbs while you were
 18 in prison?**

19 A. No.

20 **Q. And have you spoken with Mr. Gibbs since you've
 21 been out?**

22 A. No.

23 **Q. I want to ask you about some people that I think
 24 are, perhaps, friends of yours.**

25 **First one I wanted to ask you about is Samuel**

1 Brown. 2 A. Yes. 3 Q. Before you were arrested, what was your 4 relationship with Samuel Brown? 5 A. Close friend. 6 Q. And how frequently did you see or speak to Samuel 7 Brown back before you were arrested? 8 A. Almost every day. 9 Q. And you socialized with him frequently, correct? 10 A. Yes. 11 Q. While you were in prison, did you communicate 12 with Samuel Brown? 13 A. Yes. 14 Q. Did he come to visit you or just call you? 15 A. No. He came to visit me like once or twice. 16 Q. How about letters or telephone calls? 17 A. Telephone calls. 18 Q. What do you recall speaking with Samuel Brown 19 about when you were in prison? 20 A. Just normal stuff. When I first got to prison, 21 we talked frequently just about normal stuff, what was 22 going outside, more so than anything. And then as the 23 years progressed, we just stopped talking as much. 24 Q. Samuel Brown testified I think on your behalf at 25 trial?	Page 49	1 A. Yes. 2 Q. Bobby Nettles. 3 Bobby Nettles was a friend of yours before you 4 were arrested? 5 A. Yes. 6 Q. What was your relationship with Bobby Nettles? 7 A. Close friend. 8 Q. You socialized and spoke to Bobby Nettles 9 frequently before you were arrested? 10 A. Yes. 11 Q. After your arrest and while you were in prison, 12 did you speak with Bobby Nettles? 13 A. Yes. 14 Q. And what did you speak about? 15 A. Same thing as Samuel, just more so about what was 16 going on out there and somewhat about the case. 17 Q. What about the case did you speak to Bobby 18 Nettles about? Let me rephrase that. 19 While you were in prison on the times when you 20 and Bobby Nettles spoke about the case, what is it that 21 you spoke to him about? 22 A. In the beginning, it was more so about, just 23 seeing was he ready to come forward. 24 Q. When you say "was he ready to come forward," do 25 you mean ready to come forward and be an alibi witness	Page 51
1 A. Yes. 2 Q. Did you guys ever talk about the case while you 3 were in prison? 4 A. No. He just asked me what, like, was going on. 5 I'd tell him where I was at with it. And that was it. 6 Q. Since you were released from prison, have you 7 spoken to Samuel Brown? 8 A. Yes. 9 Q. How many times? A lot? 10 A. Yeah. 11 Q. Is he still a friend today? 12 A. Not as close as we was before I got incarcerated. 13 Q. How frequently do you see or socialize with 14 Samuel Brown since your release? 15 A. Once or twice a month. 16 Q. When you do see him, where do you socialize at? 17 A. It's probably at a bar, more than likely. 18 Q. Is Samuel Brown still live around the Cleveland 19 area? 20 A. Yes. 21 Q. Do you know where he lives at? 22 A. No. 23 Q. Do you have his phone number? 24 A. Yes. 25 Q. Would you give that to your attorney also?	Page 50	1 for you? 2 A. Yes. 3 Q. Okay. What else do you recall speaking to Bobby 4 Nettles about? 5 A. That's about it. Just general stuff, family, 6 kids. 7 Q. After you got released, have you spoken to Bobby 8 Nettles? 9 A. Yes. 10 Q. How frequently do you speak to Bobby Nettles? 11 A. Probably, like, once or twice a month. 12 Q. Have you socialized with him at all? Went out -- 13 A. Like went out, no. Not for real, no. 14 Q. Go to a bar or anything with him? 15 A. No. 16 Q. On the times that you speak with Bobby Nettles 17 now, do you just speak with him on the phone? 18 A. On the phone or he would come to the store. 19 Q. Since your release, have you and Bobby Nettles 20 spoken about the criminal case that you were convicted 21 in? 22 A. Not to my recollection. 23 Q. Since your release, have you and Bobby Nettles 24 spoken about the civil lawsuit that we are here for 25 today?	Page 52

<p>1 A. No. Like -- probably just asked, like, how that 2 was coming about. And I'm like, it ain't even got 3 started yet.</p> <p>4 Q. I'm sorry. You have to explain what you mean. I 5 didn't understand you.</p> <p>6 A. Like, the compensation or settlement or civil is 7 like, what was going on with that part? Like, everybody 8 asks what was going on with that part.</p> <p>9 So I was like, we haven't -- last we spoke, I was 10 like, it hasn't got started yet.</p> <p>11 Q. If I understand what you're telling me, there 12 have been a couple of occasions when Bobby has asked you 13 what the status of this lawsuit is?</p> <p>14 A. Yeah. Like -- yeah.</p> <p>15 Q. Asked you if you've -- if it's still pending, if 16 you recovered anything?</p> <p>17 A. Yes.</p> <p>18 Q. That type of thing?</p> <p>19 A. Yes.</p> <p>20 Q. Have you asked Bobby to be a witness for you in 21 this case?</p> <p>22 A. No. I told him there's a possibility that he may 23 be. I didn't ask him. I told him there's a possibility 24 that he may be called upon.</p> <p>25 Q. Other than telling him there's a possibility he</p>	Page 53	<p>1 A. Yes.</p> <p>2 Q. Tell me about those communications.</p> <p>3 A. Well, I had got in contact him -- contact with 4 him through a mutual friend. And I asked him would he 5 as well come forward and give an affidavit to the case 6 of that night.</p> <p>7 Q. All right. Well, did you have any direct 8 communication yourself with Bobby Nettles, or was it 9 always through a mutual friend while you were in prison?</p> <p>10 A. Bobby Nettles or Ronald Snipe?</p> <p>11 Q. I'm sorry, Ronald Snipe.</p> <p>12 While you were in prison, did you ever have any 13 direct communications with Ronald Snipe, or were all the 14 communications through a mutual friend?</p> <p>15 A. No. We had a communication. And I asked him, 16 could my PI come talk to him. And he said yeah.</p> <p>17 Q. And that communication you had with him, was it 18 by telephone?</p> <p>19 A. Yes.</p> <p>20 Q. And the PI you are talking about is Tom Pavlish?</p> <p>21 A. Yes.</p> <p>22 Q. And you wanted Mr. Snipe to come forward and be 23 an alibi witness for you?</p> <p>24 A. Not so much alibi witness for me. But just to 25 come say what he knew about that night, the incident.</p>	Page 55
<p>1 may be called upon to be a witness, any other 2 conversations you've had with Bobby about this lawsuit?</p> <p>3 A. No.</p> <p>4 Q. And forgive me, I may have asked you this. But 5 back before you were arrested, you saw and spoke to 6 Bobby Nettles probably several times a week?</p> <p>7 A. Yes.</p> <p>8 Q. Ronald Snipe, Ronald Snipe was also a friend of 9 yours?</p> <p>10 A. Yes.</p> <p>11 Q. Was he a good friend of yours back before you 12 were arrested?</p> <p>13 A. More of an acquaintance. He was Cordell's 14 cousin.</p> <p>15 Q. You had socialized at times when Ronald Snipe was 16 present back before you were arrested?</p> <p>17 A. Yes.</p> <p>18 Q. I guess I'll ask that a different way.</p> <p>19 There were times when you socialized with group 20 of guys and Ronald Snipe was there?</p> <p>21 A. Yes.</p> <p>22 Q. So you knew him, he knew you?</p> <p>23 A. Yes.</p> <p>24 Q. While you were incarcerated, did you have any 25 communications with Ronald Snipe?</p>	Page 54	<p>1 Q. Okay. We'll come back to that.</p> <p>2 Since you've been released, have you spoke to 3 Ronald Snipe?</p> <p>4 A. Yes.</p> <p>5 Q. How many times?</p> <p>6 A. Frequently. When I first came home, we spoke 7 frequently.</p> <p>8 Not so much as now. I don't know a number.</p> <p>9 Q. You don't have his number?</p> <p>10 A. No. I said I don't know a number, like, of 11 times.</p> <p>12 Q. Do you still speak to him?</p> <p>13 A. Occasionally.</p> <p>14 Q. Okay. How many times do you think you spoke to 15 him since you've been released?</p> <p>16 A. Twenty, 30 times, maybe.</p> <p>17 Q. Have you socialized with him since you've been 18 released?</p> <p>19 A. No. Not socialized. But he had -- I was 20 mentoring a youth when I first came home through a 21 program that he had.</p> <p>22 Q. So you were -- were you assisting him in a 23 program he had?</p> <p>24 A. He was -- he had a program and he would have me 25 come there and speak to kids.</p>	Page 56

<p>1 Q. What was that program?</p> <p>2 A. I can't recall the name of it. It was when I</p> <p>3 first, first came home.</p> <p>4 Q. Was it through a church or a social club?</p> <p>5 A. No. It was a program, went through a church.</p> <p>6 They had a building on Euclid Avenue in Cleveland, Ohio.</p> <p>7 I can't remember the name.</p> <p>8 But they had -- they would help guys -- like a</p> <p>9 reentry program. They would help guys who got out of</p> <p>10 prison, help them get jobs. And they were also, like,</p> <p>11 mentoring youth in the neighborhood.</p> <p>12 So he asked me to come up there and speak to the</p> <p>13 youth.</p> <p>14 Q. And what were the topics you were talking to the</p> <p>15 youth about?</p> <p>16 A. Just staying off the streets, staying in school,</p> <p>17 you know, informing them of prison, how it really is,</p> <p>18 how they don't want to go there, things like that.</p> <p>19 Q. Okay.</p> <p>20 THE VIDEOGRAPHER: Ken, can we change the</p> <p>21 media?</p> <p>22 MR. CALDERONE: Sure.</p> <p>23 THE VIDEOGRAPHER: We are going to go off</p> <p>24 the record. This is the end of media one. The time is</p> <p>25 now 10:18:51. We are off the record.</p>	Page 57	Page 59
<p>1 - - - -</p> <p>2 (Off the record.)</p> <p>3 - - - -</p> <p>4 THE VIDEOGRAPHER: We are back on the</p> <p>5 record. This is the beginning of media two. The time</p> <p>6 is now 10:29:46. On the record.</p> <p>7 BY MR. CALDERONE:</p> <p>8 Q. Mr. Sailor, what was your relationship with</p> <p>9 Anthony McKenzie back before you were arrested?</p> <p>10 A. Close friend as well.</p> <p>11 Q. Before you were arrested, you spoke to or saw</p> <p>12 Mr. McKenzie several times a week?</p> <p>13 A. Yes.</p> <p>14 Q. And you had socialized with him frequently?</p> <p>15 A. Yes.</p> <p>16 Q. Did you speak with Anthony McKenzie while you</p> <p>17 were incarcerated?</p> <p>18 A. Yes.</p> <p>19 Q. What did the two of you speak about?</p> <p>20 A. The case. And just general stuff, family, stuff</p> <p>21 like that.</p> <p>22 Q. And what were your discussions about the case?</p> <p>23 A. I was seeing if he, too, would speak with my</p> <p>24 private investigator about coming forward about the</p> <p>25 night in question.</p>	Page 58	Page 60
<p>1 Q. And he agreed to speak with the investigator?</p> <p>2 A. Yes.</p> <p>3 Q. Other than asking him to come forward and talk</p> <p>4 about the night in question, did you ever have any other</p> <p>5 discussions with him about the case while you were in</p> <p>6 prison?</p> <p>7 A. No. Just the progress of it, like, check in with</p> <p>8 each other. He would check in with me and see what I</p> <p>9 had -- you know what I'm saying, where I was at, things</p> <p>10 of that nature.</p> <p>11 Q. Since your release, have you spoken to Anthony</p> <p>12 McKenzie?</p> <p>13 A. Yes.</p> <p>14 Q. How frequently?</p> <p>15 A. Probably like the same, like, once or twice a</p> <p>16 month.</p> <p>17 Q. Have you socialized with him since you've been</p> <p>18 released?</p> <p>19 A. Yes.</p> <p>20 Q. How frequently?</p> <p>21 A. Probably, like, four or five times.</p> <p>22 Q. Where have you guys went?</p> <p>23 A. Couple of bars or, like, events in our</p> <p>24 neighborhood. We all from the same neighborhood.</p> <p>25 Q. Since being released, have you spoken to him</p> <p>1 about this civil lawsuit?</p> <p>2 A. Yes.</p> <p>3 Q. And what have you spoken to him about?</p> <p>4 A. That he also may be getting called upon about his</p> <p>5 affidavit.</p> <p>6 Q. Okay. Dawn Goolsby, do you know Dawn Goolsby?</p> <p>7 A. Yes.</p> <p>8 Q. Who is Dawn Goolsby?</p> <p>9 A. She is the owner of -- she was the owner of the</p> <p>10 Benjamin's Bar, the bar that we was at the night in</p> <p>11 question.</p> <p>12 Q. And is the Benjamin Bar still open?</p> <p>13 A. No.</p> <p>14 Q. The Benjamin Bar was a bar that you and your</p> <p>15 friends had socialized at several times before the night</p> <p>16 of the shooting of Omar Clark?</p> <p>17 A. Yes.</p> <p>18 Q. And you knew Dawn Goolsby as the owner and also</p> <p>19 the bartender there?</p> <p>20 A. Yes.</p> <p>21 Q. And since you and your friends were a regular,</p> <p>22 Dawn knew who you were?</p> <p>23 A. Yes.</p> <p>24 Q. Did you speak to Dawn Goolsby while you were in</p> <p>25 prison?</p>	Page 60	

<p>1 A. No.</p> <p>2 Q. Have you spoken to Dawn since you've gotten out</p> <p>3 of prison?</p> <p>4 A. I seen her, like, twice.</p> <p>5 Q. Okay. And where did you see her at?</p> <p>6 A. It was at a bar, both times.</p> <p>7 Q. What bar?</p> <p>8 A. The BStone.</p> <p>9 Q. BStone?</p> <p>10 A. Yes.</p> <p>11 Q. How do you spell that?</p> <p>12 A. Just the letter B, Stone, all in one word,</p> <p>13 though.</p> <p>14 Q. And where is the BStone at?</p> <p>15 A. 260th in Euclid.</p> <p>16 Q. In Cleveland?</p> <p>17 A. Yes.</p> <p>18 Q. Was she working there or just there?</p> <p>19 A. No, she was there.</p> <p>20 Q. Just socializing?</p> <p>21 A. I think if I'm not mistaken, both times I saw</p> <p>22 her was there, at the BStone?</p> <p>23 Q. And she was there as a patron, she was not</p> <p>24 working there?</p> <p>25 A. Yes.</p>	Page 61	<p>1 incident at the 4U2B.</p> <p>2 Q. At the 4U2B?</p> <p>3 A. 4U2B, yeah.</p> <p>4 Q. Okay. Lesley Gresham, or something along those</p> <p>5 lines?</p> <p>6 A. Lesley Gresham?</p> <p>7 Q. Yeah.</p> <p>8 Lesley or Lesley Gresham or Greshan or Geshan?</p> <p>9 A. I know a boy by that name, but I don't know a</p> <p>10 girl.</p> <p>11 Q. You know a boy by that name?</p> <p>12 A. Yes.</p> <p>13 Q. Lesley?</p> <p>14 A. Yes.</p> <p>15 Q. Who was Lesley Gresham, a boy?</p> <p>16 A. He was my old cellie's brother.</p> <p>17 Q. Who is the cellmate you are referring to?</p> <p>18 A. Gregory Gresham.</p> <p>19 Q. Did you know Lesley Gresham before you were</p> <p>20 arrested?</p> <p>21 A. Yes.</p> <p>22 Q. How did you know him before you were arrested?</p> <p>23 A. Because I knew his older brother, Gregory</p> <p>24 Gresham.</p> <p>25 Q. Where did you see or talk to Lesley Gresham</p>	Page 63
<p>1 Q. And what did you talk about with her when you saw</p> <p>2 her?</p> <p>3 A. Her, as well, coming forward and telling the</p> <p>4 truth.</p> <p>5 Q. Cordell's brother, Rome, do you know who he is?</p> <p>6 A. He don't have a brother named Rome.</p> <p>7 Q. Do you know anyone that people referred to as</p> <p>8 Rome?</p> <p>9 A. Ronald Snipe.</p> <p>10 Q. So Rome is Ronald Snipe?</p> <p>11 A. Yes.</p> <p>12 Q. How about a girl that people referred to as</p> <p>13 Smiley?</p> <p>14 A. Yeah. I know her.</p> <p>15 Q. Who is Smiley?</p> <p>16 A. She's a friend of Cordell's.</p> <p>17 Q. Do you know Smiley's real name?</p> <p>18 A. No.</p> <p>19 Q. Smiley was someone who also frequented the</p> <p>20 Benjamin Bar?</p> <p>21 A. No. I can't say.</p> <p>22 Q. How is it that you know Smiley?</p> <p>23 A. I know her through Cordell, and just around the</p> <p>24 neighborhood. I know she was, like -- reason why her</p> <p>25 name, her and Cordell was talking on the night of the</p>	Page 62	<p>1 before you were arrested?</p> <p>2 A. I didn't.</p> <p>3 Q. You did not?</p> <p>4 A. No.</p> <p>5 Q. So you just knew of him?</p> <p>6 A. Yes.</p> <p>7 Q. But you didn't -- you had not spoken to him prior</p> <p>8 to the time you were arrested?</p> <p>9 A. No.</p> <p>10 Q. Did you ever speak with Lesley Gresham while you</p> <p>11 were incarcerated?</p> <p>12 A. No. If I did, I don't recollect.</p> <p>13 Q. Have you spoken to Lesley Gresham since you've</p> <p>14 been released?</p> <p>15 A. No.</p> <p>16 Q. To your knowledge, has anyone spoken to Lesley</p> <p>17 Gresham on your behalf?</p> <p>18 A. No.</p> <p>19 Q. Do you know if Lesley Gresham was at the Benjamin</p> <p>20 or the 4U2B on the night when Omar Clark was shot?</p> <p>21 A. No. He was way younger. He wasn't even allowed</p> <p>22 in the bars. He was younger than me and Cordell.</p> <p>23 Q. Prior to the arrest for Omar Clark's death, had</p> <p>24 you ever been arrested before that?</p> <p>25 A. Yes.</p>	Page 64

<p>1 Q. For what?</p> <p>2 A. Drug trafficking and carrying concealed weapon.</p> <p>3 Q. That was in Cuyahoga County?</p> <p>4 A. Yes. And Lake County.</p> <p>5 Q. Those are two different charges?</p> <p>6 A. Yes.</p> <p>7 Q. Did you plead guilty to both of those charges?</p> <p>8 A. Yes.</p> <p>9 Q. And were you sentenced at all for those charges?</p> <p>10 A. Probation.</p> <p>11 Q. Other than the drug trafficking and the carrying</p> <p>12 a concealed weapon charge, any other prior arrests or</p> <p>13 convictions before Omar Clark's charge?</p> <p>14 A. No.</p> <p>15 Q. Since being released from prison, have you been</p> <p>16 arrested for any reason?</p> <p>17 A. No.</p> <p>18 Q. While you were in prison, were you ever subject</p> <p>19 to discipline or have any privileges removed?</p> <p>20 A. Yes.</p> <p>21 Q. How many times?</p> <p>22 A. I can't remember the number. Quite a few times</p> <p>23 over the course of 15 years.</p> <p>24 Q. Tell me the occasions you can recall being</p> <p>25 disciplined or having the privileges removed.</p>	Page 65	<p>1 Q. Okay. What other discipline do you recall while</p> <p>2 you were in prison?</p> <p>3 A. Another 24. I was at another institution. I had</p> <p>4 another Rule 24 establishing. Segregation. And then</p> <p>5 another cellphone ticket.</p> <p>6 Q. Okay. Other than cellphone tickets and Rule 24</p> <p>7 infractions, what other discipline did you have or</p> <p>8 privileges removed?</p> <p>9 A. Just, I had a drug infraction, and my visits was</p> <p>10 removed, and segregation, and that's it. No fights or</p> <p>11 nothing like that.</p> <p>12 Q. Okay. Prior to your conviction, did you ever</p> <p>13 know anyone named Henry Neverka?</p> <p>14 A. No.</p> <p>15 Q. And prior to your conviction, have you ever</p> <p>16 spoken to, directly or indirectly, anyone named Henry</p> <p>17 Neverka?</p> <p>18 A. Prior to my conviction, yes.</p> <p>19 Q. What communications did you have or someone have</p> <p>20 on your behalf with Henry Neverka before you were</p> <p>21 convicted?</p> <p>22 A. Just the day I was arrested.</p> <p>23 Q. So he was one of the officers that arrested you?</p> <p>24 A. Yes.</p> <p>25 Q. And that was the last communication you -- or</p>	Page 67
<p>1 A. I was -- I had a Rule 24 at Mansfield. I was</p> <p>2 sent to Lucasville. A Rule 24 is, like, establishing a</p> <p>3 relationship with the officer. I was sent to the hole</p> <p>4 and sent to Lucasville.</p> <p>5 Q. And what about the officer? Was the officer</p> <p>6 disciplined?</p> <p>7 A. Yes.</p> <p>8 Q. What other privileges were removed or what other</p> <p>9 disciplines did you receive while you were in prison?</p> <p>10 A. Just mainly segregation, cellphone ticket.</p> <p>11 Q. What's that?</p> <p>12 A. A rule infraction.</p> <p>13 Q. Okay.</p> <p>14 A. I had got caught with a cellphone and had to go</p> <p>15 to segregation.</p> <p>16 THE COURT REPORTER: Excuse me?</p> <p>17 THE WITNESS: I had got caught with a</p> <p>18 cellphone. I had to go to segregation, like the hole in</p> <p>19 prison.</p> <p>20 Q. Isolation?</p> <p>21 A. Yes.</p> <p>22 Q. And what's the rule with the cellphone?</p> <p>23 A. What's the rule? You ain't supposed to have one.</p> <p>24 Q. Oh. And you had one?</p> <p>25 A. Yes.</p>	Page 66	<p>1 interaction you had with Mr. Neverka?</p> <p>2 A. Yes.</p> <p>3 Q. How about James Metzler? Before you were</p> <p>4 convicted, did you ever meet or speak to James Metzler?</p> <p>5 A. When I was arrested.</p> <p>6 Q. So he was one of the officers that arrested you</p> <p>7 also?</p> <p>8 A. Yes.</p> <p>9 Q. Other than the day of your arrest, had you ever</p> <p>10 spoken to or interacted with James Metzler?</p> <p>11 A. No.</p> <p>12 Q. Prior to conviction, had you ever met or</p> <p>13 interacted with Harry Matlock?</p> <p>14 A. No.</p> <p>15 Q. Do you know Harry Matlock?</p> <p>16 A. No.</p> <p>17 Q. Prior to your conviction, had you ever met or</p> <p>18 interacted with Andrew Desatnik?</p> <p>19 A. No.</p> <p>20 Q. Do you know who Mr. Desatnik is?</p> <p>21 A. No.</p> <p>22 Q. Prior to your arrest, had you ever met or spoken</p> <p>23 with or interacted with Shair Hasan? And that's,</p> <p>24 S-H-A-I-R, Hasan.</p> <p>25 A. No.</p>	Page 68

<p style="text-align: right;">Page 69</p> <p>1 Q. To your knowledge, do you know who Mr. Hasan is?</p> <p>2 A. No.</p> <p>3 Q. Prior to your conviction, have you ever met or</p> <p>4 interacted with Rick Farinacci?</p> <p>5 A. No.</p> <p>6 Q. Do you know who Mr. Farinacci is?</p> <p>7 A. No.</p> <p>8 Q. Prior to your conviction, had you ever met or</p> <p>9 interacted with James Purcell?</p> <p>10 A. No.</p> <p>11 Q. Do you know who Mr. Purcell is?</p> <p>12 A. No.</p> <p>13 Q. Prior to your conviction, had you ever met or</p> <p>14 interacted with Melvin Smith?</p> <p>15 A. No.</p> <p>16 Q. Do you know who Melvin Smith is?</p> <p>17 A. No.</p> <p>18 Q. Prior to your conviction for Omar Clark's murder,</p> <p>19 had you ever met or interacted with Eugene Jones?</p> <p>20 A. Yes.</p> <p>21 Q. How many times?</p> <p>22 A. Like, five, maybe six.</p> <p>23 Q. And where had you met or interacted with Eugene</p> <p>24 Jones at?</p> <p>25 A. Collinwood High School. Gas station on East</p>	<p style="text-align: right;">Page 71</p> <p>1 a vice cop in my neighborhood but also did truancy. And</p> <p>2 he would come over there and tell my mother I wasn't in</p> <p>3 school some days and I was in school. Or he would come</p> <p>4 looking for me.</p> <p>5 Q. Okay. So on the occasions he came to your mom's</p> <p>6 house, it was related to truancy about being in school?</p> <p>7 A. Yes.</p> <p>8 Q. Did your mom get along with Eugene Jones as far</p> <p>9 as you know?</p> <p>10 A. I mean, no. She -- at first she responded --</p> <p>11 accepted to what he was saying. But then after that,</p> <p>12 she became irritated with him because it was more like</p> <p>13 he was harassing me.</p> <p>14 Q. You said you interacted with him at Collinwood</p> <p>15 High School.</p> <p>16 A. He was the security guard there.</p> <p>17 Q. And what were your interactions with him in high</p> <p>18 school?</p> <p>19 A. Him just telling me that he -- like, better not</p> <p>20 catch me on the corner or he going to catch me -- he</p> <p>21 can't wait to catch me on the corner and stuff like</p> <p>22 that.</p> <p>23 Q. While you were in high school, did he ever tell</p> <p>24 you to stay out of trouble?</p> <p>25 A. No.</p>
<p style="text-align: right;">Page 70</p> <p>1 140th and St. Clair. My mom's house at 829 East 149th.</p> <p>2 I can't recollect the others.</p> <p>3 Q. Okay. You said a gas station at -- is it East</p> <p>4 140th and St. Clair?</p> <p>5 A. Yes.</p> <p>6 Q. What gas station was that?</p> <p>7 A. It was a Shell at the time. I don't know -- it's</p> <p>8 not open right now.</p> <p>9 Q. And what interactions did you have with Mr. Jones</p> <p>10 at the gas station?</p> <p>11 A. He arrested me.</p> <p>12 Q. For what?</p> <p>13 A. Narcotics.</p> <p>14 Q. For possession of narcotics or trafficking?</p> <p>15 A. Yes. But the drugs came from him.</p> <p>16 Q. Is that the criminal charge that you pled guilty</p> <p>17 for?</p> <p>18 A. Yes.</p> <p>19 Q. You said you had met or interacted with him at</p> <p>20 your mom's house?</p> <p>21 A. Yes.</p> <p>22 Q. Tell me about that.</p> <p>23 When was that?</p> <p>24 A. This was -- I was still in high school. Once,</p> <p>25 maybe twice, I was still in high school. He was, like,</p>	<p style="text-align: right;">Page 72</p> <p>1 Q. So I'm confused on the communication when you</p> <p>2 were in high school.</p> <p>3 He would be in the high school because he was a</p> <p>4 security guard there, correct?</p> <p>5 A. Yes.</p> <p>6 Q. And there were times that you spoke to him in the</p> <p>7 school, correct?</p> <p>8 A. Yes.</p> <p>9 Q. In the times that you spoke with Mr. Jones in the</p> <p>10 school, were they friendly conversations?</p> <p>11 A. No.</p> <p>12 Q. How would you describe the conversations you had</p> <p>13 with him then?</p> <p>14 A. Threatening.</p> <p>15 Q. How so?</p> <p>16 A. Like, basically saying, like, "I know you be on</p> <p>17 those corners and I can't wait to catch you," type of</p> <p>18 stuff like that.</p> <p>19 Q. And when you say "on the corners," you're talking</p> <p>20 about on the streets, selling drugs?</p> <p>21 A. Yes.</p> <p>22 Q. Just so we understand what you were saying --</p> <p>23 what you mean when you say "on the streets," you're</p> <p>24 talking about selling drugs?</p> <p>25 A. Yes.</p>

<p>1 Q. And so while you were in school, there were times 2 when he confronted you in the school building during the 3 day indicating to you he knew you were selling drugs and 4 he was going to catch you?</p> <p>5 A. Yes.</p> <p>6 Q. And that was before you were expelled from 7 Collinwood?</p> <p>8 A. Yes.</p> <p>9 Q. What were you expelled from Collinwood for?</p> <p>10 A. It was a fight in the hallway, like, amongst the 11 neighborhoods. So they just expelled everybody who they 12 thought was a part of the fight. They didn't have, 13 like, no details of who was involved, who wasn't. So 14 they just expelled everybody that was there.</p> <p>15 Q. You said "a fight among neighborhoods"?</p> <p>16 A. Yes.</p> <p>17 Q. What do you mean by that?</p> <p>18 A. Like, I'm -- I live in the St. Clair area of 19 Cleveland. And there were other kids that live in other 20 neighborhoods in Cleveland, and they put us all in one 21 school.</p> <p>22 Q. Were the fights gang related at all?</p> <p>23 A. No. It wasn't -- we didn't -- never -- it was 24 never in a gang. It was more so about, this is our 25 neighborhood, this is where I'm from, and you from over</p>	Page 73	<p>1 told me if I pled, I wasn't going to go to jail.</p> <p>2 Q. Okay. Let me back up here.</p> <p>3 In the times that Eugene Jones came to your house 4 for the truancy issues, were there any occasions when he 5 came to your house and you were there at the house?</p> <p>6 A. No.</p> <p>7 Q. So anything he did or said at the house, you have 8 learned from your mom?</p> <p>9 A. No. I came there -- he was there when I got 10 there. I wasn't there when he came. But I came twice 11 and he was there.</p> <p>12 Q. Talking to your mom?</p> <p>13 A. Yes.</p> <p>14 Q. Did he ever threaten you at your house?</p> <p>15 A. No.</p> <p>16 Q. Did he ever physically assault you in any way at 17 your house?</p> <p>18 A. No.</p> <p>19 Q. Now you told me at school he would see you or had 20 seen you in the hallways and told you he knew that you 21 were dealing drugs and he was going to catch you.</p> <p>22 Other than that, did he ever physically touch you 23 or assault you in school?</p> <p>24 A. No.</p> <p>25 Q. Other than telling you he was going to catch you</p>	Page 75
<p>1 there.</p> <p>2 It was never, like, we didn't have no gangs or no 3 or rules, or nothing like that.</p> <p>4 Q. You said you also interacted with him on East 5 149th Street?</p> <p>6 A. Yes.</p> <p>7 Q. What is at East 149th Street?</p> <p>8 A. It's the street that we all used to hang out on.</p> <p>9 Q. Is that a street in the neighborhood?</p> <p>10 A. Yes.</p> <p>11 Q. And what interactions did you have with him on 12 that street?</p> <p>13 A. Him just pulling up, harassing me, thinking I 14 was -- at the times, I wasn't even selling drugs.</p> <p>15 Him just harassing me.</p> <p>16 Q. How was he harassing you?</p> <p>17 A. Telling me, go home, why am I outside, things 18 like that.</p> <p>19 Q. And have you told me about the occasions when you 20 interacted with Mr. Jones before your conviction, those 21 four different locations or...</p> <p>22 A. Yeah. The gas station incident, he planted drugs 23 on me. That's where the charge came from.</p> <p>24 I pled out because I didn't know no better. I 25 was young. I just didn't want to go to jail. And they</p>	Page 74	<p>1 selling drugs, did he ever say anything that you 2 perceived as a threat at school?</p> <p>3 A. Yeah. He told me he was going to get me. Like, 4 "I'm going to get you."</p> <p>5 Q. And you understood that to mean arrest you for 6 doing something wrong?</p> <p>7 A. Yeah.</p> <p>8 MS. GELSONIMO: Objection.</p> <p>9 Q. And those times when he said he was going to 10 catch you or going to get you, was that before you were 11 ultimately arrested at the gas station?</p> <p>12 A. Before.</p> <p>13 Q. And then when you were on the streets at East 14 149th Street, he would tell you to go home, to get off 15 the streets, you shouldn't be out there. And you 16 perceive that as being harassing?</p> <p>17 A. Yes.</p> <p>18 Q. Okay. Did he ever threaten you when he would see 19 you out on the street at East 149th Street?</p> <p>20 A. Threaten me? Like, physically threaten me?</p> <p>21 Q. Yes.</p> <p>22 A. No.</p> <p>23 Q. Did he ever physically touch you or assault you 24 in any way?</p> <p>25 A. He has been overly aggressive, as far as a shake</p>	Page 76

1 -- or pat-down. 2 Q. Okay. I'm talking about when you were out on the 3 streets on East 149th Street. 4 A. That's what I'm talking about. 5 Q. So he patted you down when you were out on the 6 street? 7 A. Yes. 8 Q. How many times did he do that? 9 A. Probably twice. 10 Q. And on those couple of occasions when he patted 11 you down, were there any drugs that he found on you? 12 A. No. 13 Q. On those couple of times that he patted you down, 14 were there any drugs that you contend he planted on you? 15 A. At the gas station. 16 Q. Okay. But is the gas station East 149th? 17 A. No. It's a separate location. 18 Q. I'm talking about East 149th. 19 A. No. 20 Q. On the occasions when he patted you down on East 21 149th Street, he did not find any drugs, nor did he 22 plant any drugs on you? 23 A. No. 24 Q. And then there was the incidents at the gas 25 station at East 140th Street.	Page 77	1 have something on you." 2 I'm like, "No. I'm pretty sure I didn't have 3 nothing on me." 4 And he was like, "Well, these is yours." 5 And he produced a bag of cocaine I never seen 6 before. 7 Q. And you were charged with trafficking drugs for 8 that? 9 A. Yes. 10 Q. And you pled guilty to that? 11 A. Yes. 12 Q. Other than that incident, are there any other 13 times when Mr. Jones arrested you? 14 A. No. 15 Q. And he was not involved in the arrest where you 16 were carrying a concealed weapon, correct? 17 A. No. 18 Q. That was out in Lake County? 19 A. No. That was in Cleveland Heights. 20 Q. To your knowledge, had Mr. Jones ever arrested 21 any of your other friends before you were convicted for 22 Omar Clark's shooting? 23 A. Yes. A lot of them. I mean, he's a vice cop in 24 our neighborhood, so he's made plenty of arrests. 25 Q. Which of your friends do you recall him arresting	Page 79
1 In that incident, were you there with other 2 people? 3 A. Yes. 4 Q. Who were you there with? 5 A. I'm not sure. It was -- gas station was, like -- 6 it's a local gas station, but it was, like, a hangout 7 spot. So there was quite a few people there. 8 Q. So you were just at the gas station hanging out? 9 A. No. 10 Q. Well, tell me what happened on this incident when 11 he arrested you and you say he planted drugs on you. 12 A. I was in the gas station. The car pulls up. 13 There's a white individual in the car wanting to buy 14 some drugs. 15 I was talking to the individual in the car. And 16 then the vice cop stormed the gas station. I fled on 17 foot. 18 Then they caught me a block away. They brought 19 me back to the gas station. 20 I didn't have any drugs on me. They brought me 21 back to the gas station. And Eugene Jones was there. 22 And he was like, "Oh, I finally got you. I finally got 23 you." 24 And I said, "I don't even got nothing on me." 25 He's like, "Well, you going down today. You did	Page 78	1 back before you were convicted for Omar Clark's 2 shooting? 3 A. I can't recollect off -- 4 Q. You're not sure? 5 A. Yeah. I'm not sure who all... 6 Q. Did you ever speak with Mr. Jones while you were 7 in prison? 8 A. No. 9 Q. Have you spoken with him since you've been 10 released? 11 A. No. 12 Q. Do you know if Mr. Jones ever arrested Bobby 13 Nettles, if you know? 14 A. No. I don't know. 15 Q. Do you know if Mr. Nettles[sic] ever arrested 16 Mr. McKenzie? 17 A. Huh? 18 Q. Do you know if Mr. -- I'm sorry. 19 Do you know if Mr. Jones ever arrested 20 Mr. McKenzie? 21 A. No. I'm pretty sure that I remember 22 Mr. McKenzie, when he was in high school, like, him and 23 his mom going to file a complaint against Eugene Jones. 24 Q. To your knowledge, though, Mr. Jones never 25 arrested McKenzie?	Page 80

1 A. Not to my knowledge. 2 Q. To your knowledge, did Mr. Jones ever arrest 3 Mr. Snipe? 4 A. No. 5 Q. To your knowledge, did Mr. Jones ever arrest 6 Cordell Hubbard? 7 A. No. 8 Q. Prior to your conviction for Cordell -- I'm 9 sorry -- for Omar Clark's shooting, did you or your 10 mother ever file a complaint against Mr. Jones? 11 A. No. 12 Q. I want to ask you about the evening of -- I guess 13 it would start at November 16th going into the morning 14 of November 17th. 15 And I may refer to that as the night in question. 16 But if I do, you understand what I'm referring to, 17 correct? 18 A. Yes. 19 Q. On November 16th, my understanding is after you 20 got up that day, you stayed at home taking care of some 21 kids while your then girlfriend went with your mom down 22 to Amish Country or something? 23 A. Yes. 24 Q. Can you tell me, approximately, what time you 25 recall getting up that day and your mom and your	Page 81	1 recall if you spoke to any of your friends, like Cordell 2 Hubbard, about going out that evening? 3 A. I'm pretty sure. 4 Q. Who do you recall talking to during the day? 5 A. Probably just Cordell, Bobby Nettles, Samuel 6 Brown, and probably Anthony McKenzie. 7 Q. What time do you recall your mother and 8 girlfriend getting back that evening? 9 A. It was somewhere around like 8:00, 9:00. 10 Q. In the evening? 11 A. Yeah. 12 Q. And take me through everything you recall 13 happening that evening from the point in time when your 14 mom and your girlfriend got back home. 15 A. I can't even recall, probably just me getting 16 dressed and going out when they got there. 17 Q. I won't hold you to exact times, but, 18 approximately, when do you recall leaving the house to 19 go out that evening? 20 A. Somewhere, like, 9:00 or 10:00 o'clock. 21 Q. And you had made plans either earlier in the day 22 or before that day to meet up with your friends, 23 correct? 24 A. Correct. 25 Q. Including Nettles, Brown, Hubbard, and McKenzie?	Page 83
1 girlfriend leaving? 2 A. No. I can't recall what time. 3 Q. Was it in the morning? 4 A. In the morning, I'm sure. 5 Q. Okay. 6 MR. CALDERONE: This fan is loud so I'm 7 going to caution you to keep your voice up. 8 THE WITNESS: Oh, okay. 9 MR. CALDERONE: Speak loud. 10 A. It was in the morning. 11 Q. And do you recall during the day while you were 12 at home with your kids -- two kids? 13 A. No. At the time, it was four. 14 Q. Four kids? 15 A. Yes -- well, three. I had a daughter that 16 following December, so I had three at the time. 17 Q. So at the time on November 16th, 2002, you spent 18 the day at home taking care of three kids? 19 A. Yeah. 20 Q. During the day, no one else was at home with you? 21 A. No. Just me and my kids. 22 Q. During the day, did you have any visitors come 23 over to the house? 24 A. No. 25 Q. During the day on November 16th, 2002, do you	Page 82	1 A. Correct. 2 Q. Where is it that you were going to first meet 3 them at that evening? 4 A. The Benjamin's. 5 Q. And that's a bar, correct? 6 A. Yes. 7 Q. Did you drive a car to the Benjamin's? 8 A. Yes. 9 Q. Did you drive by yourself? 10 Well, strike that. Let me rephrase the question. 11 When you left your house, did you drive directly 12 to the Benjamin's? 13 A. Pretty sure I went and picked somebody up, but I 14 can't recall who I picked up. 15 Q. Did you pick up Cordell Hubbard or did he drive 16 separately? 17 A. I can't recall who I picked up. I can't -- No. I 18 can't recall. 19 Q. Do you recall the vehicle you drove that night to 20 the Benjamin's? 21 A. It was a white Focus. 22 Q. A white Ford Focus? 23 A. Yes. 24 Q. Tell me what you recall that evening once you 25 arrived at the Benjamin's.	Page 84

<p style="text-align: right;">Page 85</p> <p>1 A. I remember just sitting around, like, we all was 2 there. And on Saturdays was, like, open mic night. So 3 it was, like, they used to pass the microphone around 4 throughout the bar and they would play a beat, and if 5 you think you could rap, they gave you the microphone. 6 Everybody just enjoying, just drinking, rapping or 7 singing on the microphone.</p> <p>Q. What time do you think you arrived at the Benjamin that evening?</p> <p>8 A. It would have to be probably like 10:30, 10:00, 9 10:30.</p> <p>Q. And before arriving at the Benjamin, did you and your friends already make plans for what you were going to do that evening, where you were going to go?</p> <p>10 A. Yes.</p> <p>Q. What was the plan that was made ahead of time of where you and your friends were going to go?</p> <p>11 A. The Benjamin's and 4U2B.</p> <p>Q. 4U2B?</p> <p>12 A. Yes. Another bar.</p> <p>Q. And when you and your friends made your plans, did you discuss how long you were going to stay at each place?</p> <p>13 A. No.</p> <p>Q. You were just going to start at the Benjamin, have some drinks and socialize?</p> <p>14 A. Yeah. And then go to 4U2B.</p> <p>Q. And do the open mic thing, correct?</p> <p>15 A. Yes.</p> <p>Q. And then whenever the spirit moved you, you guys would then go to 4U2B?</p> <p>16 A. Yes.</p> <p>Q. Dawn Goolsby was working the bar that night?</p> <p>17 A. I'm not sure. More than likely. Because she's the owner. So sometimes she would be back there with the other bartenders.</p> <p>Q. And when you're at the Benjamin, you did, in fact, meet up with Nettles, Brown, Hubbard, and McKenzie, correct?</p> <p>18 A. Yes.</p> <p>Q. Did Will Sizemore show up at the Benjamin?</p> <p>19 A. Yes.</p> <p>Q. With Cordell?</p> <p>20 A. I'm not sure, to be exact, to be honest.</p> <p>Q. But he met up with a group of you?</p> <p>21 A. Yes.</p> <p>Q. So at the Benjamin was Nettles, Brown, Hubbard, McKenzie, Sizemore, and you, correct?</p> <p>22 A. Yes.</p> <p>Q. And what did the group of you do while you were</p>	<p style="text-align: right;">Page 87</p> <p>1 at the Benjamin, other than have some drinks? 2 A. Open mic. And socialize.</p> <p>Q. Do you recall what you wore that night?</p> <p>3 A. Yes.</p> <p>Q. What did you wear?</p> <p>4 A. A black leather Phat Farm jacket with a big, like, flag on the back of it and some blue jeans and a jersey.</p> <p>Q. Okay. I'm going to show you a photograph that -- or some photographs that I've seen in some file materials.</p> <p>5 MR. CALDERONE: Do you have a stapler?</p> <p>6 MS. GELSONIMO: I can get one.</p> <p>7 MR. CALDERONE: Yeah. Let's go off the record for a second.</p> <p>8 THE VIDEOGRAPHER: We're going to go off the record. It's the end of media two. The time is now 11:07:05.</p> <p>9 - - - - 10 (Off the record.) 11 - - - - 12 THE VIDEOGRAPHER: We are back on the record. This is the beginning of media three. The time is now 11:08:38. On the record.</p> <p>13 BY MR. CALDERONE:</p> <p style="text-align: right;">Page 88</p> <p>1 - - - - 2 (Thereupon, Defendant's Exhibit B was marked for purposes of identification.) 3 - - - - 4 - - - - 5 Q. Mr. Sailor, I'm showing you a document that has a sticker on the front of it that says Defendant's Exhibit B. 6 - - - - 7 And these are some pages that have been produced in this case. And I think they were in the homicide file of Cleveland. If you'll turn to the second page of Exhibit B, there's a photograph of three individuals there. 8 - - - - 9 Do you recognize that photograph? 10 A. Yes. 11 - - - - 12 Q. Do you recognize the individuals in the photograph? 13 A. Yes. 14 - - - - 15 Q. Who are they? 16 A. Myself, Cordell Hubbard, and Ronald Snipe. 17 - - - - 18 Q. All right. You are wearing a New Jersey jersey? 19 A. Yes. 20 - - - - 21 Q. Which one is Cordell? 22 A. Left, red-and-gray jersey. 23 - - - - 24 Q. That has a number 42 on it? 25 A. Yes. Red headband.</p>
---	--

1 Q. And on the right is Ronald Snipe? 2 A. Yes. 3 Q. Was this photograph taken the evening of 4 November 16th? 5 A. Yes. 6 Q. And was this taken at the Benjamin? 7 A. No. This was taken at the third location. 8 Q. St. Aloysius? 9 A. St. Aloysius. 10 Q. If you turn now to the fourth page, there's 11 another photograph there, correct? 12 A. Yes. 13 Q. And I believe you are wearing the black leather 14 jacket; is that correct? 15 A. Yes. 16 Q. Is that Cordell next to you wearing a white 17 jacket and a red headband? 18 A. No. That's -- it's --that's Ronald Snipe behind 19 me but you can't see his face. 20 Q. Okay. There's a hand in this photograph sticking 21 up right behind your left ear? 22 A. That's Cordell's hand. 23 Q. Okay. And I do see behind you, pretty much 24 concealed, is Snipe, correct? 25 A. Yes.	Page 89	1 A. Yes. 2 Q. -- 2002, correct? 3 A. Yes. 4 Q. Okay. Thank you. 5 Before arriving at the Benjamin that evening of 6 November 16th, 2002, did you smoke anything? 7 A. Yes. 8 Q. What did you smoke? 9 A. Marijuana. 10 Q. And where did you smoke marijuana at? 11 A. In my car. 12 Q. Before going into the Benjamin that evening, did 13 you take any drugs? 14 A. Marijuana. 15 Q. Any other types of drugs? Cocaine, pills, or 16 anything? 17 A. No. 18 Q. Before arriving at the Benjamin that night, had 19 you had any alcohol to drink? 20 A. Yes. 21 Q. What had you drank before you arrived at the 22 Benjamin? 23 A. I had a bottle of -- I forgot. I don't remember. 24 I think, like, Belvedere maybe, vodka. 25 Q. Is that vodka?	Page 91
1 Q. You can just see part of the ear, correct? 2 A. Yes. His hand is closer to my ear. 3 Q. Got it. Yeah. Next is Snipe. 4 Is that Cordell? 5 A. Yes. 6 Q. And Cordell is wearing a red headband? 7 A. Yes. 8 Q. And who is the lady that is standing next to 9 Cordell? 10 A. I'm not sure. I think it's Smiley. It might be 11 the girl, Smiley, that was in question earlier. 12 Q. Smiley? 13 A. Yes. 14 Q. And then there is a gentleman standing next to 15 Smiley? 16 A. I don't know who that brother is. I don't know 17 who he is. 18 Q. You don't know who he is? 19 And if you turn two pages after that, to the last 20 page of the exhibit, there is again a photograph. And I 21 believe that is you, Cordell and Mr. Snipe, correct? 22 A. Yes. 23 Q. And all of these photographs were taken at 24 St. Aloysius during the early morning hours of 25 November 17th --	Page 90	1 A. Yes. 2 Q. When had you started drinking that day, on 3 November 16th? 4 A. Before I came outside, so probably, like, 5:00 or 5 6:00 in the afternoon. 6 Q. And how do you take your vodka, straight or do 7 you mix it? 8 A. Straight. 9 Q. And how many glasses of vodka do you think you 10 had before you left the house that evening? 11 A. Maybe three or four. I'm not sure. 12 Q. Now, when you arrived at the Benjamin, you had 13 more to drink? 14 A. Yes. 15 Q. What did you drink while you're at the Benjamin? 16 A. Vodka and champagne. 17 Q. Do you recall approximately how much? 18 A. No. I can't recall how much. 19 Q. Was more than one, though, correct? 20 A. Yes. 21 Q. Do you recall what any of your friends were 22 drinking that night? 23 A. Probably the same. 24 Q. Do you recall any discussions that you had with 25 your friends while you were at the Benjamin's that	Page 92

1 night? 2 A. No. 3 Q. Now, sometime that evening, you and your friends 4 decided to leave the Benjamin's, correct? 5 A. Yes. 6 Q. And you were going to go from the Benjamin's to 7 the 4U2B bar? 8 A. Yes. 9 Q. Do you recall what time that was? 10 A. No. 11 Q. In your criminal trial testimony, I believe you 12 testified that you left the Benjamin's around 12:40 a.m. 13 Does that sound correct? 14 A. No. 15 Q. What time do you think you left the Benjamin's? 16 A. Me just going over how we used to, we probably 17 would have left the Benjamin's somewhere like 11:30 so 18 we could get to the 4U2B by 12:00. 19 Q. Okay. So your recollection is that you -- you 20 and your friends all left the Benjamin's at 21 approximately 11:30 p.m., correct? 22 A. Correct. 23 Q. And you drove straight to the 4U2B bar, correct? 24 A. Correct. 25 Q. Did anybody --	Page 93	1 the 4U2B by midnight? 2 A. Yes. 3 Q. And what was the purpose of going to the 4U2B? 4 A. Just to kick it. 5 Q. Now, while you were at the 4U2B bar, I want to 6 make sure I have a count of who was there with you. 7 It was still you and Mr. Nettles, correct? 8 A. (Indicating.) 9 Q. You have to respond. 10 A. Oh, I'm sorry. I'm thinking in my head. Yes. 11 Yes. 12 Q. Yeah. Mr. Brown was at the 4U2B bar with you? 13 A. Yes. 14 Q. Mr. Hubbard was at the 4U2B bar with you, 15 correct? 16 A. Yes. 17 Q. Mr. McKenzie was at the 4U2B bar with you, 18 correct? 19 A. Yes. 20 Q. Mr. Sizemore was with you at the 4U2B bar, 21 correct? 22 A. Yes. 23 Q. So the six of you were still there at the 4U2B 24 bar? 25 A. And Ronald Snipe was there.	Page 95
1 A. Sorry. 2 Q. Did anybody ride with you in your car when you 3 drove from the Benjamin's to the 4U2B bar? 4 A. Yes. 5 Q. Who rode with you? 6 A. I'm not sure who rode with me exactly because I 7 was kind of under the influence. It was a group of us 8 and it was different -- like three or four cars, seven, 9 eight of us. 10 Q. Was Cordell with you in your car when you left 11 the Benjamin's? 12 A. No. No. 13 Q. To make sure we're clear with each other, you are 14 certain that Cordell was not with you when you left the 15 Benjamin's bar, correct? 16 A. Correct. 17 Q. You are not sure if any of your other friends 18 might have been with you in your car? 19 A. I'm sure someone was, I'm just not sure exactly 20 who. 21 Q. Do you recall how many of your friends may have 22 been with you in your car when you drove from the 23 Benjamin's to the 4U2B? 24 A. No more than one or two. Or no more than two. 25 Q. And you are fairly certain that you arrived at	Page 94	1 Q. Yes. I'm sorry. 2 So there were seven of you at the 4U2B bar? 3 A. It was more than that. But, like, the main core 4 of it, yeah. 5 Q. And what did the group of you do when you were at 6 the 4U2B bar? 7 A. Drink. 8 Q. Any dancing? 9 A. Drink. 10 Q. Any smoking? 11 A. Yes. 12 Q. What did you guys smoke there? 13 A. Marijuana. 14 Q. Did all of you smoke that night? 15 MS. GELSONINO: Objection. 16 A. No. 17 MS. GELSONINO: If you know. 18 A. No. I mean, no. Because everybody don't smoke, 19 so no. 20 Q. More than one person was smoking, though? 21 A. Yes. 22 Q. And you were one of the people that were smoking? 23 A. Yes. 24 Q. Do you know if Cordell Hubbard smoked marijuana 25 that night?	Page 96

<p>1 A. No. He don't smoke.</p> <p>2 Q. Either before arriving at the 4U2B or after you</p> <p>3 were at the 4U2B, did you take any types of drugs other</p> <p>4 than smoking marijuana?</p> <p>5 A. I don't know. I may have took an ecstasy pill,</p> <p>6 but I'm not sure, to be honest. I don't recollect.</p> <p>7 Q. Do you recall if any of your friends took any</p> <p>8 drugs either before or while you were at the 4U2B bar?</p> <p>9 A. No.</p> <p>10 Q. No. You do not recall?</p> <p>11 A. No.</p> <p>12 Q. Okay. Do you recall how long you were at the</p> <p>13 4U2B bar?</p> <p>14 A. No.</p> <p>15 Q. Do you recall other people you might have seen or</p> <p>16 spoken to at the 4U2B bar, other than the group of your</p> <p>17 friends?</p> <p>18 A. Yes.</p> <p>19 Q. Who else do you recall seeing at the 4U2B bar?</p> <p>20 A. Just a lot of people from my neighborhood.</p> <p>21 Q. Like who?</p> <p>22 A. I don't --</p> <p>23 Q. Not sure?</p> <p>24 A. Not sure. I'm not sure.</p> <p>25 Q. Would it be fair for me to say that while you</p>	Page 97	<p>1 Q. This shooting of Omar Clark happened at</p> <p>2 approximately 12:30 a.m. If I understand your testimony</p> <p>3 today, you believe that you and your friends arrived at</p> <p>4 the 4U2B bar by midnight, and that you and your friends</p> <p>5 were all there while this shooting occurred?</p> <p>6 MS. GELSONINO: Objection to form.</p> <p>7 Q. Yeah. Let me rephrase that.</p> <p>8 We now know Cordell Hubbard was involved in the</p> <p>9 shooting, correct?</p> <p>10 A. Correct.</p> <p>11 Q. We now know that William Sizemore was with him on</p> <p>12 the evening of the shooting, correct?</p> <p>13 A. Correct.</p> <p>14 Q. Do you recall what time William Sizemore and</p> <p>15 Cordell Hubbard left the 4U2B bar?</p> <p>16 A. I wasn't aware.</p> <p>17 Q. Other than Cordell Hubbard and William Sizemore</p> <p>18 leaving, do you believe that you and your other friends</p> <p>19 were still at the 4U2B at approximately 12:30 p.m. -- or</p> <p>20 a.m., when the shooting of Omar Clark occurred?</p> <p>21 A. Yes.</p> <p>22 Q. When you left the 4U2B bar, did you leave on your</p> <p>23 own or did someone go with you?</p> <p>24 A. Anthony McKenzie and Bobby Nettles both asked me</p> <p>25 to drop them off.</p>	Page 99
<p>1 were at the 4U2B bar, there were several other people</p> <p>2 from your neighborhood that you recognized on that</p> <p>3 evening, but now 15, 20 years later --</p> <p>4 A. Yeah.</p> <p>5 Q. -- you are not sure who it was?</p> <p>6 A. Right. Yes.</p> <p>7 Q. Okay. But on the evening you were there, on</p> <p>8 November 16th into the morning hours of the 17th, on</p> <p>9 that day or that evening, you did and you were able to</p> <p>10 identify those people?</p> <p>11 A. Yes.</p> <p>12 Q. And if and when you saw them at the 4U2B bar, you</p> <p>13 would have said, "Hey, how you doing?"</p> <p>14 A. Yes.</p> <p>15 Q. Or at least recognized their presence?</p> <p>16 A. Yes.</p> <p>17 Q. Okay. So when did the group of you leave the</p> <p>18 4U2B?</p> <p>19 A. Everybody left at different times. And when I</p> <p>20 left, it was Bobby Nettles and Anthony McKenzie with me.</p> <p>21 Q. Well, first of all, when, if you recall, did you</p> <p>22 leave the 4U2B bar?</p> <p>23 A. It had to be probably around -- I'm just guessing</p> <p>24 on how I normally would move, so it probably around 1:00</p> <p>25 or 1:30.</p>	Page 98	<p>1 Q. Were the group of you going to go to St. Aloysius</p> <p>2 first?</p> <p>3 A. No. That came about after 4U2B. That wasn't</p> <p>4 part of the initial plan.</p> <p>5 Q. Okay. So Anthony and McKenzie and Nettles asked</p> <p>6 you to drop them off. So they left the 4U2B with you?</p> <p>7 A. Yes.</p> <p>8 Q. Who did Snipe leave the 4U2B with, if anyone?</p> <p>9 A. I think he left by himself, if I'm not mistaken.</p> <p>10 Q. How about Mr. Brown, did he leave the 4U2B bar by</p> <p>11 himself?</p> <p>12 A. I'm not sure.</p> <p>13 Q. And Sizemore and Hubbard we now know left</p> <p>14 together, correct?</p> <p>15 A. Correct.</p> <p>16 Q. When you and Nettles and McKenzie were leaving</p> <p>17 the 4U2B bar, had the group of you already made plans to</p> <p>18 meet at St. Aloysius?</p> <p>19 A. No.</p> <p>20 Q. Before leaving the 4U2B Bar, do you recall</p> <p>21 Cordell Hubbard or Mr. Sizemore having any discussion</p> <p>22 about where it is they were going to go?</p> <p>23 A. No.</p> <p>24 Q. Did anything unusual occur while you were at the</p> <p>25 4U2B Bar that evening that you either heard or observed?</p>	Page 100

1 A. No. 2 Q. Any fights, arguments, or disagreements that you 3 witnessed? 4 A. No. 5 Q. As far as you recall today, you and the group of 6 you were having a good time while you were at the 4U2B 7 bar that evening? 8 A. Yes. 9 Q. So what happened then after you left the 4U2B 10 bar? 11 A. To my recollection, I was dropping McKenzie and 12 Nettles off, and Cordell asked me to pick him up. 13 Q. Did Cordell call you? 14 A. Yes. 15 Q. Was McKenzie and Nettles in the car when he 16 called you? 17 A. Yes. 18 Q. And what did Cordell tell you when he called you? 19 A. After I drop them off, pick him up from his mom's 20 house. 21 Q. Did he tell you why he wanted you to pick him up? 22 A. He said he wanted to go to St. Aloysius. 23 Q. Did he sound fine when he was on the phone, if 24 you recall? 25 A. I can't recall. He just said that we was going	Page 101	1 Q. All right. What did you and Cordell talk about 2 when you were at his mother's house? 3 A. Nothing. I just picked him up. And she stayed 4 probably, like, five or six minutes from St. Aloysius. 5 Q. And so you went from Cordell's house to 6 St. Aloysius, correct? 7 A. Yes. 8 Q. Now, when you picked up Cordell that evening, did 9 he tell you that he had been involved in the incident 10 with Omar Clark? 11 A. No. 12 Q. Did he seem excited or act unusual in any way? 13 A. No. Not to my recollection. 14 Q. All right. And in all fairness to you, you were 15 probably still fairly buzzed from alcohol and marijuana? 16 A. Overly. 17 Q. Okay. So you picked up Cordell then, and you 18 went to St. Aloysius. 19 Do you recall anyone that you saw at 20 St. Aloysius? 21 A. No. Just Snipe -- Ronald Snipe. 22 Q. All right. Ronald Snipe was there? 23 A. Yes. 24 Q. And from looking at the photographs, Smiley may 25 have been there?	Page 103
1 to St. Aloysius. A friend -- a girl that he knew was 2 having a party there, or something of that nature. And 3 that Ronald Snipe was going to meet us there. 4 Q. So you dropped off McKenzie and Nettles, correct? 5 A. Yeah -- I'm sorry about that. 6 Q. No. Go ahead. You tell me what happened. 7 A. He was going to drop Will Sizemore off and he was 8 going to meet me at my mom's house after I drop them 9 off. 10 Q. So did you meet him at your mom's house? 11 A. His mom. 12 Q. His mom's house? 13 A. Yes. 14 Q. And when you -- I just want to make sure I 15 understand. 16 You left the 4U2B bar, you dropped off McKenzie 17 and Nettles, correct? 18 A. Correct. 19 Q. And then you went to Cordell's mother's house? 20 A. Yes. 21 Q. And when you got to Cordell's mother's house, was 22 Cordell there? 23 A. Yes. 24 Q. Was any other of your friends there with him? 25 A. No.	Page 102	1 A. Yes. 2 Q. Anyone else you recall seeing that evening at 3 St. Aloysius? 4 A. I really can't remember. That was the end point 5 for me. 6 Q. All right. Do you recall, approximately, what 7 time you got there? 8 A. No. 9 Q. Do you recall what time it was you picked Cordell 10 up? 11 A. After 1:00. 12 Q. How late was the party going at St. Aloysius? 13 A. We got there just -- it was almost over. It's 14 over at 2:00 o'clock. 15 Q. Any other ladies or men you recall seeing or 16 speaking to at St. Aloysius? 17 A. No. I can't recall. 18 Q. While you were at St. Aloysius, did Cordell 19 Hubbard tell you anything about the shooting incident he 20 had been involved in with Omar Clark? 21 A. No. 22 Q. Did you notice anything unusual about Cordell 23 Hubbard while you were at St. Aloysius? 24 A. Not that I can remember, no. 25 Q. And approximately what time did you leave	Page 104

	Page 105		Page 107
1	St. Aloysius?	1	A. Yes.
2	A. I'm not sure. It was late.	2	Q. He identifies Samuel Brown, correct?
3	Q. Who left with you when you left St. Aloysius?	3	A. Yes.
4	A. Cordell.	4	Q. He has a name there that says Sherome?
5	Q. All right. Snipe went his own way?	5	A. That's Ronald Snipe.
6	A. Yes.	6	Q. That's Snipe?
7	Q. Where did you and Cordell go after you left	7	A. Yes.
8	St. Aloysius?	8	Q. He has a name here that says Yolanda.
9	A. I took him, like, three blocks down to his girl's	9	Do you know who that is?
10	-- a girl's house.	10	A. Huh-uh.
11	Q. Do you remember whose house it was?	11	Q. No?
12	A. Her name is Shawn. I don't know her last name.	12	A. I mean, I know her, but I don't know her
13	Q. I'm sorry, Shawna?	13	personally. That's a girl that he talked to. But I
14	A. Shawn, just Shawn.	14	don't know her personally.
15	Q. Shawn?	15	Q. Was she at the Benjamin's bar that evening?
16	A. S-H-A-W-N.	16	MS. GELSONIMO: She --
17	Q. And when you dropped him off that evening, you	17	If you know.
18	had no idea he had been involved in a shooting?	18	Q. Yeah, if you know.
19	A. No.	19	A. I think it was her who had the party at
20	Q. And then where did you go after you dropped him	20	St. Aloysius.
21	off?	21	Q. Okay. Below that there's a name, Nakeya Goshen?
22	A. Home.	22	A. I don't know who that, Nakeya -- I know one of
23	Q. Give me one second here.	23	these girls on here is Smiley. So I don't know if
24	So if I understand your testimony, at the time	24	that's her real name or, like --
25	when this shooting approximately occurred, you,	25	Q. Okay.
	Page 106		Page 108
1	Mr. Snipe, Mr. Nettles, Mr. Brown, Mr. McKenzie were all	1	A. I know one of the females on here would be
2	at the 4U2B bar?	2	Smiley.
3	A. As far as my recollection, yes. Because once we	3	Q. Okay. Other than possibly being Smiley, you do
4	get to the bar, we just -- we -- everybody do their own	4	not recognize Nakeya Goshen?
5	thing.	5	A. No.
6	Q. Okay. I want to show you an exhibit here.	6	Q. There's a name of Toni Watson, did you know him?
7	-----	7	A. That's the lady whose car I had.
8	(Thereupon, Defendant's Exhibit A was marked	8	Q. The lady whose car -- you borrowed a car?
9	for purposes of identification.)	9	A. The Ford Focus that I was driving.
10	-----	10	Q. Did you see her at either the 4U2B or
11	Q. Showing you what's been marked as Defendant's	11	St. Aloysius on --
12	Exhibit A. And I'm going to represent to you this is a	12	A. No.
13	Notice of Alibi Witnesses that Cordell Hubbard filed	13	Q. -- the evening in question?
14	with the Court back during his criminal proceeding.	14	A. No.
15	And if you look at the second page of this	15	Q. There's a name on the second page that says Twan
16	pleading, there's the beginning of a list of witnesses	16	Watson.
17	that carry over to the next page.	17	Is that -- do you know Twan Watson?
18	You see these names?	18	A. That's her -- the lady who's car it was, that's
19	A. Yes.	19	her boyfriend.
20	Q. I want to go through these names with you.	20	Q. How is it that you came to get the car, the white
21	Looking at the second page, he identifies Dawn	21	Ford Focus you were driving?
22	Goolsby as an alibi witness?	22	A. I rented it from her.
23	She was the bartender at the Benjamin's, correct?	23	Q. The next name on the list is Shawn McCreary?
24	A. Yes.	24	A. That's where I dropped Cordell, to his
25	Q. He identifies you as an alibi witness, correct?	25	girlfriend.

<p>1 Q. That's where you dropped Cordell off?</p> <p>2 A. Yes.</p> <p>3 Q. After you left St. Aloysius?</p> <p>4 A. Yes.</p> <p>5 Q. The next name here is Taneisha.</p> <p>6 Do you know who that is?</p> <p>7 A. No. She could be Smiley.</p> <p>8 MS. GELSONIMO: If you don't know, don't</p> <p>9 guess. Just testify to what you know.</p> <p>10 Q. There's a name after that, Kicia?</p> <p>11 A. I don't know.</p> <p>12 Q. And there's a name after that, Ty?</p> <p>13 A. Ty is another friend of ours, Jesse Prather.</p> <p>14 Q. Jesse who?</p> <p>15 A. Prather. P-R-A-T-H-E-R.</p> <p>16 Q. And did you see Jesse Prather at either the 4U2B</p> <p>17 or at St. Aloysius that evening?</p> <p>18 A. No.</p> <p>19 Q. Did you happen to see her at the Benjamin's?</p> <p>20 A. Yes.</p> <p>21 Q. Okay. Thank you.</p> <p>22 After you were arrested and charged, you</p> <p>23 obviously -- I don't want to know what you said, but you</p> <p>24 obviously spoke to your attorney to help prepare for</p> <p>25 your criminal case, correct?</p>	Page 109	<p>1 Q. Okay. I'm showing you a document that I've</p> <p>2 marked as Defendant's Exhibit D. And it actually</p> <p>3 consists of two documents.</p> <p>4 The first two pages is a Notice of Alibi that was</p> <p>5 filed by Attorney Jimmie Mack, Jr.</p> <p>6 Do you see this on the front page?</p> <p>7 A. Um-hmm.</p> <p>8 Q. And if you look at the first paragraph that's</p> <p>9 typed on this, it says that "The defendant will offer</p> <p>10 for his defense, testimony to establish an alibi on his</p> <p>11 behalf and will prove at the time of the alleged</p> <p>12 offense, alleged to have occurred on November 17th,</p> <p>13 2002, at approximately 12:23 a.m., he was in the</p> <p>14 presence of Samuel Brown and others from 10:00 p.m. on</p> <p>15 November 16th, 2002, to 12:45 a.m. on November 17th,</p> <p>16 2002, at Benjamin Lounge, East 152nd Street and</p> <p>17 St. Clair, Cleveland, Ohio."</p> <p>18 Do you see that?</p> <p>19 A. Uh-huh.</p> <p>20 Q. Mr. Mack was your attorney at trial, correct?</p> <p>21 A. Yes.</p> <p>22 Q. And he appears to identify Samuel Brown as an</p> <p>23 alibi witness for you prior to your criminal trial,</p> <p>24 correct?</p> <p>25 A. Yes.</p>	Page 111
<p>1 A. Yes.</p> <p>2 Q. And before your trial began, you are aware that</p> <p>3 you had the opportunity to call witnesses on your behalf</p> <p>4 at trial, correct?</p> <p>5 A. Yes.</p> <p>6 Q. I'm going to show you another exhibit here.</p> <p>7 Didn't have time to staple everything.</p> <p>8 - - - -</p> <p>9 (Thereupon, Defendant's Exhibit D was marked</p> <p>10 for purposes of identification.)</p> <p>11 - - - -</p> <p>12 Q. I'm showing you a document I've marked as</p> <p>13 Exhibit D. And this is --</p> <p>14 MR. CALDERONE: Actually, let's go off the</p> <p>15 record for a second.</p> <p>16 THE VIDEOGRAPHER: We're going to go off the</p> <p>17 record. This is the end of media three. The time is</p> <p>18 now 11:37:38. Off the record.</p> <p>19 - - - -</p> <p>20 (Off the record.)</p> <p>21 - - - -</p> <p>22 THE VIDEOGRAPHER: We are back on the</p> <p>23 record. This is the beginning of media four. The time</p> <p>24 is now 11:38:13. On the record.</p> <p>25 BY MR. CALDERONE:</p>	Page 110	<p>1 Q. If you turn to the last two pages of this</p> <p>2 document, we see an Amended Notice of Alibi.</p> <p>3 Do you see that?</p> <p>4 A. Um-hmm. Yes.</p> <p>5 Q. And if you'll take a moment to look at that, he</p> <p>6 indicates that the alibi witness he identifies is still</p> <p>7 Samuel Brown, correct?</p> <p>8 A. Correct.</p> <p>9 Q. But he indicates that he may be an alibi witness</p> <p>10 for you being at the Benjamin and also the 4U2B Lounge</p> <p>11 on that evening in question, correct?</p> <p>12 A. Correct.</p> <p>13 Q. Mr. Mack never identified Mr. Snipe as an alibi</p> <p>14 witness for you, correct?</p> <p>15 A. Not here, no.</p> <p>16 Q. Mr. Mack never identified Mr. McKenzie as an</p> <p>17 alibi witness for you, correct?</p> <p>18 A. No.</p> <p>19 Q. Mr. Mack never identified William Sizemore as an</p> <p>20 alibi witness for you, correct?</p> <p>21 A. Correct.</p> <p>22 MS. GELSONIMO: Are you -- and you are</p> <p>23 talking about on these documents, right?</p> <p>24 MR. CALDERONE: Correct.</p> <p>25 Q. Correct?</p>	Page 112

<p>1 A. Correct.</p> <p>2 Q. Mr. Mack never identified Ms. Goolsby as an alibi</p> <p>3 witness for you, correct?</p> <p>4 A. Correct.</p> <p>5 Q. But at the time when your criminal trial went</p> <p>6 forward, you were aware that all of those individuals</p> <p>7 had either seen you or were with you at the Benjamin Bar</p> <p>8 and/or at the 4U2B bar, correct?</p> <p>9 A. Correct.</p> <p>10 Q. At the time your criminal trial went forward, you</p> <p>11 knew that all of those individuals could provide alibi</p> <p>12 testimony for you to account for where you were at the</p> <p>13 time Omar Clark was shot, correct?</p> <p>14 A. Correct.</p> <p>15 Q. And to be more specific, you were aware that all</p> <p>16 those other individuals could testify that you were not</p> <p>17 at the scene of Omar Clark's murder at the time it</p> <p>18 occurred, correct?</p> <p>19 A. Correct.</p> <p>20 Q. And all of those individuals could testify that</p> <p>21 you did not leave either the Benjamin or 4U2B bar with</p> <p>22 Cordell Hubbard, correct?</p> <p>23 A. Correct.</p> <p>24 Q. And when your criminal trial went forward, at</p> <p>25 least some of those individuals that you knew about</p>	<p>Page 113</p>	<p>1 Q. You did not inform the jury that William Sizemore</p> <p>2 was with you that evening, correct?</p> <p>3 A. I don't recall.</p> <p>4 Q. To your knowledge, did you or anyone on your</p> <p>5 behalf inform the prosecutor that you had been with</p> <p>6 Ronald Snipe, Mr. McKenzie, Mr. Nettles, or William</p> <p>7 Sizemore at the time -- strike that.</p> <p>8 At any time before your criminal trial began, did</p> <p>9 you or anyone on your behalf inform the prosecutor or</p> <p>10 the police that Samuel Brown, Ronald Snipe,</p> <p>11 Mr. McKenzie, or Mr. Nettles had been with you that</p> <p>12 evening and could be alibi witnesses?</p> <p>13 MS. GELSONINO: Objection.</p> <p>14 A. I told my attorney.</p> <p>15 Q. Other than your attorney, did you tell the police</p> <p>16 or the prosecutor?</p> <p>17 MS. GELSONINO: Objection.</p> <p>18 A. No.</p> <p>19 Q. I want to show you another exhibit here. Here we</p> <p>20 go again.</p> <p>21 I'm going to show you a document that I'm marking</p> <p>22 as Defendant's Exhibit E.</p> <p>23 - - -</p> <p>24 (Thereupon, Defendant's Exhibit E was marked</p> <p>25 for purposes of identification.)</p>
<p>1 could testify that Cordell Hubbard left either the</p> <p>2 Benjamin or the 4U2B with William Sizemore, correct?</p> <p>3 MS. GELSONINO: Objection.</p> <p>4 Q. Correct?</p> <p>5 A. Correct.</p> <p>6 Q. Now Samuel Brown did testify as an alibi witness</p> <p>7 for you at trial, correct?</p> <p>8 A. Correct.</p> <p>9 Q. And he did testify that you were with him and he</p> <p>10 was with you at the time this shooting occurred,</p> <p>11 correct?</p> <p>12 A. Correct.</p> <p>13 Q. And you testified at trial on your own behalf,</p> <p>14 correct?</p> <p>15 A. Yes.</p> <p>16 Q. When you testified at trial on your own behalf,</p> <p>17 you informed the jury that Samuel Brown was with you</p> <p>18 that evening, correct?</p> <p>19 A. Correct.</p> <p>20 Q. But you did not inform the jury that Anthony</p> <p>21 McKenzie was with you that night, correct?</p> <p>22 A. I don't recall.</p> <p>23 Q. You did not inform the jury that Ronald Snipe</p> <p>24 was with you that evening, correct?</p> <p>25 A. I don't recall.</p>	<p>Page 114</p>	<p>1 - - -</p> <p>2 Q. And I'd ask you to take a moment to look at that.</p> <p>3 And I'll represent to you that this is a document</p> <p>4 that was filed with the Court prior to your criminal</p> <p>5 trial.</p> <p>6 The first three pages are a proposed witness list</p> <p>7 for Ru-El Sailor and the last two pages are an amended</p> <p>8 proposed witness list for Ru-El Sailor.</p> <p>9 If you look at the second and third page of this</p> <p>10 document, you see it was filed by your attorney, Jimmie</p> <p>11 Mack Jr., correct?</p> <p>12 A. Yes. Yes.</p> <p>13 Q. And now if we look at the first page of the</p> <p>14 document, there's some names here that are listed as</p> <p>15 witnesses, correct?</p> <p>16 A. Correct.</p> <p>17 Q. But they're not identified as alibi witnesses, as</p> <p>18 we saw in Exhibit D, correct?</p> <p>19 A. Correct.</p> <p>20 Q. We see Samuel Brown as identified as a witness.</p> <p>21 And he did testify, correct?</p> <p>22 A. Yes.</p> <p>23 Q. Letishea Hammond was identified as a witness.</p> <p>24 And she did testify, correct?</p> <p>25 A. Yes.</p>

<p style="text-align: right;">Page 117</p> <p>1 Q. Bobby Nettles was identified as a witness, correct?</p> <p>2 A. Correct.</p> <p>3 Q. It says here that his address was unknown. Did you not know the address to Bobby Nettles back when your criminal trial was going forward?</p> <p>4 A. No.</p> <p>5 Q. After that, there's the names of Darell Brown, Sharell Brown, and Bernatte Brown.</p> <p>6 Who are they?</p> <p>7 A. My -- Darell Brown is my brother -- his real last name is Sailor, I don't know why they had Brown. Darell Brown is my brother. Sharell Brown is my sister and Bernatte Brown is my mother.</p> <p>8 Q. None of them were with you at the Benjamin Bar, the 4U2B bar, or St. Aloysius on the night in question, correct?</p> <p>9 A. Correct.</p> <p>10 Q. And then we see the name Dawn Goolsby. That was the bartender at the Benjamin, correct?</p> <p>11 A. Correct.</p> <p>12 Q. Also identified is, it says, security guard, last name unknown. And then identifies the Benjamin Lounge as a location or the address.</p> <p>13 Was there a security guard present at the</p>	<p>1 A. Yes.</p> <p>2 Q. It says, Address unknown. Did you not know Ronald Snipe's address back when this criminal trial was going forward?</p> <p>3 A. No.</p> <p>4 Q. Next is the name Yolanda. You're not sure who that is, correct?</p> <p>5 A. Correct.</p> <p>6 Q. It also says Nakeya Goshen. You don't know who that is, correct?</p> <p>7 A. Correct.</p> <p>8 Q. Toni Watson is the boyfriend of the lady from whom you rented --</p> <p>9 A. No. She is the lady.</p> <p>10 Q. Okay. Toni Watson is the lady from whom you rented your car?</p> <p>11 A. Yes.</p> <p>12 Q. But she was not with you and you did not see her on the night in question, correct?</p> <p>13 A. Correct.</p> <p>14 Q. Shawn McCreary. Refresh my memory. Who's that?</p> <p>15 A. Cordell's girlfriend at that time.</p> <p>16 Q. She was not with you on the night in question, correct?</p>
<p style="text-align: right;">Page 118</p> <p>1 Benjamin's bar when the group of you was there on the evening in question?</p> <p>2 A. I'm not sure.</p> <p>3 Q. Okay. On the next page, there's a witness identified as DJ Sweet Daddy?</p> <p>4 A. Yes.</p> <p>5 Q. Is that the DJ that was working at the Benjamin's Lounge?</p> <p>6 A. Yes.</p> <p>7 Q. And were you familiar with that DJ? I mean, did you do open mic with him more than one time?</p> <p>8 A. Yes.</p> <p>9 Q. Next it says Anthony McKenzie as someone who would be a witness for you, correct?</p> <p>10 A. Yes.</p> <p>11 Q. But it says, Address unknown.</p> <p>12 Did you not know Anthony's address back when your criminal trial went forward?</p> <p>13 A. No.</p> <p>14 Q. The next name is Toni, LNU. I'm guessing "last name unknown."</p> <p>15 Do you know what that is referring to?</p> <p>16 A. No.</p> <p>17 Q. And then there is Sherome.</p> <p>18 Is that Ronald Snipe?</p>	<p style="text-align: right;">Page 120</p> <p>1 A. No.</p> <p>2 Q. And then we have the names Taneisha, Kicia, and Ty, correct?</p> <p>3 A. Correct.</p> <p>4 Q. And you know who Ty is, but you don't know who the other two is?</p> <p>5 A. Correct.</p> <p>6 Q. None of the individuals we see here on the first two pages of Exhibit E are identified as alibi witnesses, correct?</p> <p>7 A. Correct.</p> <p>8 Q. On the last two pages, there's two additional witnesses, Brandon Gibbs and Joseph Mayhand, correct?</p> <p>9 A. Correct.</p> <p>10 Q. Do you know who they are?</p> <p>11 A. They were witnesses in the case.</p> <p>12 Q. But you had not spoken to or seen or interacted with either of them prior to the night in question?</p> <p>13 A. No.</p> <p>14 Q. And you did not know who they were prior to the night in question?</p> <p>15 A. No.</p> <p>16 Q. And they were not with you at the Benjamin's, 4U2B, or St. Aloysius on the night in question?</p> <p>17 A. No.</p>

<p>1 Q. Okay. If I understand your testimony, when you 2 dropped Cordell Hubbard off early in the morning hours 3 on November 17th, you had no idea he had been involved 4 in a shooting, correct?</p> <p>5 A. Correct.</p> <p>6 Q. All right. What was the first thing that 7 happened after that that alerted you that something had 8 happened or there had been a shooting?</p> <p>9 A. He was arrested.</p> <p>10 Q. How did you learn he was arrested?</p> <p>11 A. I got a call.</p> <p>12 Q. From who?</p> <p>13 A. I'm not even sure. At the time -- it might have 14 been his girl, Shawn.</p> <p>15 Q. When did you receive that call? Was it some time 16 during the day of the 17th?</p> <p>17 A. No. He didn't get arrested until, like, 18 December. Like, weeks after.</p> <p>19 Q. Before Cordell got arrested, were you ever aware 20 that Omar Clark had been shot?</p> <p>21 A. Yes.</p> <p>22 Q. How did you learn that Omar Clark had been shot?</p> <p>23 A. Just from the streets.</p> <p>24 Q. And was there rumors that you had heard on the 25 streets about who had shot Omar Clark?</p>	<p>Page 121</p> <p>1 not mistaken, he had went to court in Bratenahl or 2 something like that for traffic, and that he had a 3 warrant and he got arrested. And it's pertaining to the 4 death of Omar Clark.</p> <p>5 Q. Anything else you can recall at that time?</p> <p>6 A. No.</p> <p>7 Q. What was the next thing that you either heard 8 about or witnessed relating to this criminal case 9 involving Omar Clark's shooting?</p> <p>10 A. That his sister had something to do with it, or 11 she was arrested or something to that nature.</p> <p>12 Q. Now, once Omar got -- I'm sorry, once Cordell got 13 arrested, did you ever call or talk to your friends, 14 Nettles, McKenzie, Snipe, or any of the guys you were 15 with that night, to talk about Cordell being arrested?</p> <p>16 A. It came -- yeah. Yeah.</p> <p>17 Q. Tell me the discussions you had with your friends 18 about Cordell being arrested.</p> <p>19 A. That he was arrested for -- they had him arrested 20 involving a murder somewhere on 105.</p> <p>21 Q. At any time between when Cordell is arrested and 22 when you were arrested, did you talk to Nettles about 23 the shooting or Cordell being arrested?</p> <p>24 A. Yes.</p> <p>25 Q. Tell me everything you recall about your</p>
<p>1 A. No.</p> <p>2 Q. Did anyone mention or suggest that Omar[sic] 3 might be arrested for the shooting of Omar Clark before 4 he was actually arrested?</p> <p>5 MS. GELSONIMO: Objection. I think you may 6 have misspoken.</p> <p>7 MR. CALDERONE: I did. A lot of names in 8 this case.</p> <p>9 Q. Did anyone --</p> <p>10 MS. GELSONIMO: Similar names, too.</p> <p>11 Q. Did anyone ever suggest to you that Cordell 12 Hubbard was going to be arrested before he was actually 13 arrested?</p> <p>14 A. No.</p> <p>15 Q. And at any time before Cordell Hubbard was 16 arrested, did any police officers attempt to speak to 17 you or anyone in your family about what happened that 18 night?</p> <p>19 A. No.</p> <p>20 Q. So some time after Omar Clark's murder, you get a 21 call from Cordelle Hubbard's girlfriend telling you he 22 had been arrested?</p> <p>23 A. Right.</p> <p>24 Q. What did she tell you?</p> <p>25 A. That he had went to court in Bratenahl. If I'm</p>	<p>Page 122</p> <p>1 discussion with Nettles.</p> <p>2 A. That -- pretty much that they was saying that 3 Cordell had killed somebody on 105, or that he was 4 involved -- not that he's killed somebody, but he was 5 involved in the killing of somebody on East 105th.</p> <p>6 Q. Did Nettles tell you that he had heard or learned 7 anything more about the shooting?</p> <p>8 A. No. He just said that he heard the same thing on 9 the streets, that Cordell was in jail for the death of 10 Omar Clark.</p> <p>11 Q. Before you were arrested, did you believe that 12 Cordell shot Omar Clark?</p> <p>13 A. No.</p> <p>14 Q. Why not?</p> <p>15 A. I didn't -- because I've known him my whole life. 16 So -- I've known him since we was, like, 10 years old.</p> <p>17 Q. Did Cordell get out on bond after he was 18 arrested?</p> <p>19 A. Yes.</p> <p>20 Q. And did you speak to Cordell after he was out on 21 bond but before you got arrested?</p> <p>22 A. Yes.</p> <p>23 Q. And what did you speak to him -- or what did he 24 say about the night of the shooting?</p> <p>25 MS. GELSONIMO: Objection.</p>

<p style="text-align: right;">Page 125</p> <p>1 A. He just said they was trying to charge him with 2 the murder.</p> <p>3 Q. Did he tell you that he did shoot Omar Clark?</p> <p>4 A. No.</p> <p>5 Q. Did he deny shooting Omar Clark?</p> <p>6 A. Yeah. He said he ain't did nothing.</p> <p>7 Q. After Cordell Hubbard was out on bond, did he 8 approach you and ask you to be an alibi witness for him 9 for his criminal case?</p> <p>10 A. Yes.</p> <p>11 Q. Tell me about that.</p> <p>12 A. He -- remember the night in question, he was 13 like, "Man, remember we was all at the Benjamin's, and 14 we all went 4U2B that night?"</p> <p>15 I'm like, "Yeah."</p> <p>16 He like, "We went to St. Aloysius that night."</p> <p>17 And I was like, "Yeah."</p> <p>18 And he was like, would I come to court and 19 testify to that, and I'm like, "Yeah." It's the truth.</p> <p>20 Q. Do you know if Cordell Hubbard asked any of your 21 other friends to testify for him and be alibi witnesses?</p> <p>22 A. Not -- me, I think Sam, I'm not sure. I don't 23 know if Sherome.</p> <p>24 Q. Let me make sure you understand what I'm asking.</p> <p>25 Do you know if Cordell Hubbard, or anyone on his</p>	<p>1 A. No. Not that I can remember, no.</p> <p>2 Q. After Cordell Hubbard got out on bond, did he 3 tell you that he was with William Sizemore after they 4 left the 4U2B bar?</p> <p>5 A. Yes.</p> <p>6 Q. And what -- where did he tell you they went?</p> <p>7 A. No. He just told me that's who he left with.</p> <p>8 Because I was like, "I don't even remember -- I don't 9 remember too much of the night" because I was so 10 intoxicated. I didn't even remember the night in 11 question until it became the night in question.</p> <p>12 Before that, I mean, it's just a regular Saturday 13 night, like how we kick it. It's just a regular 14 Saturday night of how we kick it. We get drunk. We get 15 high. Party. And go home.</p> <p>16 Q. But before you were arrested, Mr. Hubbard had 17 informed you that when he left the 4U2B bar, he left 18 with William Sizemore?</p> <p>19 A. Yes.</p> <p>20 Q. And that probably refreshed your memory because 21 you were at the 4U2B that night as well, correct?</p> <p>22 A. Correct.</p> <p>23 MR. CALDERONE: Let's take a five-minute 24 break.</p> <p>25 THE VIDEOGRAPHER: We're going to go off the</p>
<p style="text-align: right;">Page 126</p> <p>1 behalf, asked Samuel Brown to be an alibi witness for 2 him?</p> <p>3 A. I don't know personally because I wasn't there.</p> <p>4 Q. All right. Well, before you were arrested, did 5 Samuel Brown ever come to you and tell you, "Hey, I'm 6 going to testify for Cordell"?</p> <p>7 A. No.</p> <p>8 Q. If you know or do you know if Cordell Hubbard 9 asked Mr. Nettles to be an alibi witness for Cordell at 10 trial?</p> <p>11 A. I don't know.</p> <p>12 Q. Do you know if Cordell Hubbard or anyone on his 13 behalf asked Mr. Snipe to be an alibi witness for him?</p> <p>14 A. I don't know.</p> <p>15 Q. Do you know if Cordell Hubbard or anyone on his 16 behalf asked Anthony McKenzie to be an alibi witness for 17 him?</p> <p>18 A. I don't know.</p> <p>19 Q. Do you know if Cordell Hubbard or anyone on his 20 behalf asked Dawn Goolsby to be an alibi witness for 21 him?</p> <p>22 A. I don't know.</p> <p>23 Q. After Cordell Hubbard was arrested and before you 24 were arrested, did you speak directly with William 25 Sizemore?</p>	<p>1 record. It's the end of media four. The time is now 2 12:00 o'clock. We are going off the record.</p> <p>3 - - - -</p> <p>4 (Off the record.)</p> <p>5 - - - -</p> <p>6 THE VIDEOGRAPHER: We are back on the 7 record. This is the beginning of media five. The time 8 is now 12:11:12. On the record.</p> <p>9 BY MR. CALDERONE:</p> <p>10 Q. Mr. Sailor, before we took our break, we went 11 through a list of all the friends of yours that you were 12 either with that night or had spoken to on the night in 13 question.</p> <p>14 I'm going to represent to you that I've studied 15 your docket from your criminal case and your criminal 16 trial, and it does not reflect that any of those 17 witnesses were issued subpoenas to appear at trial.</p> <p>18 Without necessarily disclosing to me anything you 19 said to your attorney, do you know why none of those 20 individuals were subpoenaed to attend trial as a 21 witness?</p> <p>22 A. Most of them, I didn't know the address on them 23 or couldn't get in contact with them. Because I was in 24 a county, and this is unexpectedly -- it just happened. 25 And I didn't have too many resources to reach out to</p>

1 people at the time. I didn't have an investigator or 2 anything like that on hand. 3 And then the other ones that didn't get 4 subpoenaed had already just let me know that they didn't 5 want to be a part of the situation. 6 Q. And when you say "the other ones," are you 7 referring to Nettles and McKenzie? 8 A. Nettles, McKenzie, Dawn Goolsby. They all had 9 been talked to by Eugene Jones, basically threatened in 10 the sense, that they shouldn't be involved in this case 11 or situation. 12 Q. This is what you claim they told you? 13 A. Yes. 14 Q. I think I had asked you, but before your criminal 15 trial went in place, did you speak to William Sizemore? 16 A. No. 17 Q. Was it your understanding that after Cordell was 18 arrested, that William Sizemore took off or went 19 someplace? 20 A. Yeah. He just -- he -- he knew my number. He 21 never called me or asked me what was going on with 22 Cordell or anything like that, so we he was just -- we 23 never talked like that outside of Cordell anyway. 24 Q. All right. Now, you were eventually arrested, 25 correct?	Page 129	1 A. That the detectives were looking for me, 2 involving a homicide. 3 Q. And was Mr. Mack also your attorney for the CCW 4 case? 5 A. Yes. 6 Q. So Mr. Mack is the one -- I'm sorry, yeah. 7 Mr. Mack is the attorney that informed you that 8 the police were looking for you for this matter, 9 correct? 10 A. Yes. 11 Q. And Mr. Mack informed you that there was a 12 warrant out for your arrest? 13 A. Yes. 14 Q. And Mr. Mack coordinated for you, you going to 15 the police department and turning yourself in? 16 A. Yes. 17 Q. So when you were arrested, you were actually at 18 the police department or the courthouse? 19 A. Yes. 20 Q. And you were processed there? 21 A. Yes. 22 Q. Were the officers who arrested you professional 23 and cordial? 24 A. Yes. 25 Q. Okay. They didn't physically assault you or	Page 131
1 A. Yes. 2 Q. And where were you at when you were arrested? 3 A. Cuyahoga County. I was going to court. 4 Q. You were going to court when you were arrested? 5 A. I was going to court for my CCW case, so I was 6 basically turning myself in. 7 Q. Oh, so you were at the courthouse and you turned 8 yourself in? 9 A. Yes. 10 Q. For the CCW case? 11 A. No. For the murder. 12 Q. That's what I want to get at. 13 How did you learn that you were a suspect for 14 this murder? 15 A. They raided my mom's house. 16 Q. The police? 17 A. Yes. 18 Q. Were you there when they raided your mom's house? 19 A. No. My sister and brother was there. 20 Q. And after they were at your mom's house, did they 21 tell your mom that they were looking for you, the 22 police? 23 A. Yes. And then I had got a phone call from Jimmie 24 Mack. 25 Q. And what did Mr. Mack say?	Page 130	1 abuse you in any way? 2 A. No. 3 Q. And how long were you in jail here before you got 4 out on bond? 5 A. I never bonded out. 6 Q. You did not? 7 A. No. Not until 2018 and I was exonerated. 8 Q. So when you were arrested, you remained in jail 9 the whole time and you never got out in -- on bond 10 before the criminal trial went forward? 11 A. No. 12 Q. Earlier, I think I asked you about a couple 13 officers, Mr. Veverka and Mr. Metzler. 14 And I think you said they were there when you 15 were arrested, correct? 16 A. Yes. 17 Q. Mr. Veverka and Mr. Metzler never assaulted you 18 or treated you inappropriately in any way? 19 A. No. 20 Q. Okay. When you were arrested, you did not 21 voluntarily give any statement to the police; is that 22 correct? 23 A. Correct. 24 Q. I want to ask you about your criminal trial. 25 During your trial, you testified on your own	Page 132

<p>1 behalf, correct?</p> <p>2 A. Yes.</p> <p>3 Q. And you testified that you were with Cordell</p> <p>4 Hubbard the entire evening of November 16th and 17th,</p> <p>5 correct?</p> <p>6 A. Correct.</p> <p>7 Q. And I believe you testified that Cordell Hubbard</p> <p>8 was with you at one of the bars at the time when the</p> <p>9 shooting occurred, correct?</p> <p>10 A. Correct.</p> <p>11 Q. I believe you testified that you had left the bar</p> <p>12 with Cordell Hubbard in your white Ford Focus, correct?</p> <p>13 A. I don't recall.</p> <p>14 Q. And I believe you testified that the two of you</p> <p>15 went directly from bar to bar without going to the</p> <p>16 location where Omar Clark was shot, correct?</p> <p>17 A. I don't recall.</p> <p>18 Q. You do recall that you had testified Cordell</p> <p>19 Hubbard was with you all evening, correct?</p> <p>20 A. Yes.</p> <p>21 Q. And that was not true, correct?</p> <p>22 A. I didn't testify in detail. But every spot that</p> <p>23 I was at that night, Cordell Hubbard was there.</p> <p>24 Q. Well, before your trial went forward, you knew</p> <p>25 that Cordell Hubbard had left the 4U2B with William</p>	Page 133	<p>1 realized you were providing an alibi defense to</p> <p>2 Mr. Hubbard, correct?</p> <p>3 A. Yes. My intentions of testifying in trial was to</p> <p>4 protect myself and defend myself. And in the process of</p> <p>5 me defending myself, they asked about Cordell, which is</p> <p>6 a part of -- I didn't study or focus on heavy. I was</p> <p>7 worried about myself when I was on the stand. I was</p> <p>8 more concerned about proving my innocence.</p> <p>9 Q. But you just told us a few moments ago that</p> <p>10 before your criminal case went to trial, you spoke to</p> <p>11 Cordell, and Cordell told you and informed you that he</p> <p>12 had left the 4U2B with William Sizemore.</p> <p>13 So you knew that before you testified at trial,</p> <p>14 correct?</p> <p>15 A. When I got arrested for this crime that I didn't</p> <p>16 see, everything went -- yeah --</p> <p>17 Q. Not my question.</p> <p>18 You knew before you testified at trial that</p> <p>19 Cordell Hubbard had left one of the bars with William</p> <p>20 Sizemore, correct?</p> <p>21 A. Yes.</p> <p>22 Q. You did not tell the jury about the fact that</p> <p>23 Cordell left with William Sizemore, did you?</p> <p>24 A. No.</p> <p>25 Q. Did you ask Cordell Hubbard to be an alibi</p>	Page 135
<p>1 Sizemore, correct?</p> <p>2 A. No. I was still learning. Like, I was still</p> <p>3 piecing that night together as I was going. It was --</p> <p>4 everything was just like -- it was just like a blur,</p> <p>5 like, I was getting pieces from different people.</p> <p>6 I'm in the county, and I'm pretty much fighting</p> <p>7 for my life. And I'm still distraught to the fact that</p> <p>8 I'm even in jail for something I didn't even see.</p> <p>9 So it was, like, a lot of stuff, it be foggy. It</p> <p>10 by in and out, you know what I'm saying?</p> <p>11 I was intoxicated that night. So it was like, a</p> <p>12 lot of stuff that I do remember, I remember from people</p> <p>13 telling me that that's what happened that night. So</p> <p>14 some things be in and some be out.</p> <p>15 Q. Well, when you testified at trial, you did not</p> <p>16 tell the jury that you were with Cordell Hubbard at the</p> <p>17 bars, but in between -- driving in between the bars, you</p> <p>18 were not with him?</p> <p>19 MS. GELSONIMO: Objection.</p> <p>20 Q. You didn't explain that to the jury?</p> <p>21 A. I didn't explain in detail.</p> <p>22 Q. But you did testify that Cordell was with you all</p> <p>23 night?</p> <p>24 A. Yeah. Which is true.</p> <p>25 Q. And at the time you testified at trial, you</p>	Page 134	<p>1 witness for you?</p> <p>2 A. No.</p> <p>3 Q. Did you know, before the criminal trial began,</p> <p>4 that Cordell Hubbard was not going to testify?</p> <p>5 A. No.</p> <p>6 Q. Before you testified at trial, were you aware</p> <p>7 that there were several eye witnesses who identified</p> <p>8 Cordell Hubbard as being at the scene of the shooting</p> <p>9 when Omar Clark was shot?</p> <p>10 A. Yes. And there was -- yes.</p> <p>11 Q. Okay. And you sat through the trial, and you</p> <p>12 heard all of the State's evidence before you testified,</p> <p>13 correct?</p> <p>14 A. Yes. They also testified that I was there, that</p> <p>15 I shot someone, so I didn't believe none of the</p> <p>16 witnesses.</p> <p>17 Q. There were two witnesses that identified you as</p> <p>18 being at the scene of the shooting, Mr. Braxton and</p> <p>19 Clark Williams, correct?</p> <p>20 A. Braxton initially. Clark Williams only after he</p> <p>21 testified that he didn't see the shooter. And then</p> <p>22 after he saw me in court, said that he saw me.</p> <p>23 Q. I'm talking about during the criminal trial in</p> <p>24 front of the jury.</p> <p>25 At the criminal trial in front of the jury.</p>	Page 136

<p>1 Mr. Braxton testified that you were at the scene of the 2 shooting, correct?</p> <p>3 A. Correct.</p> <p>4 Q. And Clark Williams testified that you were at the 5 scene of the shooting, correct?</p> <p>6 A. Correct.</p> <p>7 Q. To my knowledge, those are the only two witnesses 8 who identified you as being at the scene of the 9 shooting.</p> <p>10 Are you aware of anybody else that identified you 11 as a witness who saw you at the scene of the shooting?</p> <p>12 A. No.</p> <p>13 Q. Okay. Now, years later, your criminal conviction 14 was vacated, correct?</p> <p>15 A. Yes.</p> <p>16 Q. And there was some critical evidence that your 17 attorneys submitted to the Court in order to get your 18 criminal conviction vacated for murder, correct?</p> <p>19 A. Correct.</p> <p>20 Q. One critical piece of evidence was an affidavit 21 from Clark Williams admitting that he lied when he 22 testified at trial, and he really could not testify that 23 you were at the scene of the shooting, correct?</p> <p>24 A. Correct.</p> <p>25 Q. Another critical piece of evidence was the fact</p>	<p>Page 137</p> <p>1 Does that sound about right?</p> <p>2 A. Yes.</p> <p>3 Q. William Sizemore did not agree to come forward 4 and sign an affidavit that he was the one that was there 5 until approximately 2018, correct?</p> <p>6 A. No. '17. I was released in '18.</p> <p>7 Q. Okay. 2017.</p> <p>8 Cordell Hubbard did not take his polygraph until 9 approximately 2015, correct?</p> <p>10 A. Correct.</p> <p>11 Q. And you also took a polygraph in 2015 to try and 12 bolster your statement that you were not there at the 13 shooting?</p> <p>14 A. Correct.</p> <p>15 Q. And you and Cordell both passed your polygraph 16 test?</p> <p>17 A. Yes.</p> <p>18 Q. Ronald Snipe and Bobby Nettles did not come 19 forward to sign affidavits that they were alibi 20 witnesses for you until 2014.</p> <p>21 Does that sound about right?</p> <p>22 A. Sounds about -- yeah.</p> <p>23 Q. And McKenzie did not come forward to sign an 24 affidavit as an alibi witness for you until 2016, 25 correct?</p>
<p>1 that William Sizemore signed an affidavit that he was 2 the one that was with Cordell Hubbard at the time of the 3 shooting, correct?</p> <p>4 A. Correct.</p> <p>5 Q. I think we can agree that had Mr. Williams and 6 Mr. Sizemore not come forward with their admissions, the 7 conviction against you probably would not have been 8 vacated?</p> <p>9 MS. GELSONIMO: Objection.</p> <p>10 Q. Can we agree on that?</p> <p>11 MS. GELSONIMO: Objection.</p> <p>12 A. No.</p> <p>13 Q. You think the conviction would have been vacated 14 without the assistance of Mr. Williams and Mr. Sizemore?</p> <p>15 A. Yes.</p> <p>16 Q. Another critical piece of evidence was that 17 Cordell Hubbard not only admitted that you weren't 18 there, but also took a polygraph test to support the 19 fact that he was being truthful when he stated you were 20 not present, correct?</p> <p>21 A. Correct.</p> <p>22 Q. Looking at the documents, on those pieces of 23 evidence we just discussed, Clark Williams did not come 24 forward and agree to recant his prior testimony until 25 2018.</p>	<p>Page 138</p> <p>1 A. Correct.</p> <p>2 MR. CALDERONE: Give me a minute here.</p> <p>3 Let's take a break.</p> <p>4 THE VIDEOGRAPHER: We're going to go off the</p> <p>5 record. This is end of media five. The time is now</p> <p>6 12:27:04. Off the record.</p> <p>7 - - -</p> <p>8 (Off the record.)</p> <p>9 - - -</p> <p>10 THE VIDEOGRAPHER: We are back on the</p> <p>11 record. This is the beginning of media six. The time</p> <p>12 is now 12:34:49. On the record.</p> <p>13 BY MR. CALDERONE:</p> <p>14 Q. Mr. Sailor, we already asked you some questions 15 about some of the officers. I want to follow up on some 16 of them.</p> <p>17 You'd already told me that you -- other than</p> <p>18 being arrested by Mr. Veverka, you had never had any</p> <p>19 other interaction with him, correct?</p> <p>20 A. Correct.</p> <p>21 Q. You have no reason to believe that Mr. Veverka 22 has any type of vendetta against you, correct?</p> <p>23 A. No.</p> <p>24 Q. You have no evidence to suggest that Mr. Veverka 25 bears ill will or would like to harm you, correct?</p>

<p>1 A. No. Not correct.</p> <p>2 Q. You do have evidence that Mr. --</p> <p>3 A. Oh, evidence, no. I don't have evidence.</p> <p>4 Q. And you are not aware of any evidence suggesting</p> <p>5 that Mr. Neverka would consciously falsify evidence</p> <p>6 against you, correct?</p> <p>7 A. Not to my knowledge, no.</p> <p>8 Q. Mr. Neverka, you have no evidence that</p> <p>9 Mr. Neverka has a vendetta against you, correct?</p> <p>10 A. Correct.</p> <p>11 Q. You have no evidence that Mr. Neverka bears ill</p> <p>12 will or would want to do you harm, correct?</p> <p>13 A. Correct.</p> <p>14 Q. You have no evidence that Mr. Metzler would</p> <p>15 consciously falsify evidence against you, correct?</p> <p>16 A. Correct.</p> <p>17 Q. You have no evidence that Mr. Desatnik has --</p> <p>18 bears a vendetta against you, correct?</p> <p>19 A. Correct.</p> <p>20 Q. You have no evidence that Mr. Desatnik bears ill</p> <p>21 will or would like to do you harm, correct?</p> <p>22 A. Correct.</p> <p>23 Q. And you have no evidence that Mr. Desatnik would</p> <p>24 consciously falsify evidence against you, correct?</p> <p>25 A. Correct.</p>	Page 141	Page 143
<p>1 A. Correct.</p> <p>2 Q. It's my understanding that you think Mr. Jones</p> <p>3 had a vendetta against you or was out to get you,</p> <p>4 correct?</p> <p>5 A. Correct.</p> <p>6 Q. And is that for the reasons that you explained to</p> <p>7 me earlier in your testimony?</p> <p>8 A. Correct.</p> <p>9 MS. GELSONINO: Objection.</p> <p>10 Q. You explained to me how you interacted with</p> <p>11 Mr. Jones at school, on the street, at the gas station,</p> <p>12 and at your house.</p> <p>13 Other than the testimony that you've already</p> <p>14 explained to me about his actions, is there any other</p> <p>15 evidence that you have suggesting Mr. Jones had a</p> <p>16 vendetta against you or was out to get you?</p> <p>17 A. Pretty much, just basically, he is the forefront</p> <p>18 of me being involved in this case. Like, him not even</p> <p>19 being a homicide detective. But he's talked to</p> <p>20 witnesses. He's made a report saying that he talked to</p> <p>21 witnesses, things of that nature. He's not even a</p> <p>22 homicide detective.</p> <p>23 Q. All right. Other than the interactions you</p> <p>24 described with him at school, on the street, at your</p> <p>25 house, and other than him talking to witnesses when he's</p>	Page 142	Page 144
<p>1 Q. You have no evidence that Mr. Hasan or</p> <p>2 Mr. Farinacci has vendetta against you, correct?</p> <p>3 A. Correct.</p> <p>4 Q. You have no evidence that Mr. Hasan or</p> <p>5 Mr. Farinacci bears ill will or would like you to --</p> <p>6 strike that.</p> <p>7 You have no evidence that Mr. Hasan or</p> <p>8 Mr. Farinacci bears you ill will or would like to do you</p> <p>9 harm, correct?</p> <p>10 A. Correct.</p> <p>11 Q. You have no evidence that Mr. Hasan or</p> <p>12 Mr. Farinacci would consciously falsify evidence against</p> <p>13 you, correct?</p> <p>14 A. Correct.</p> <p>15 Q. You have no evidence that Mr. Purcell or</p> <p>16 Mr. Smith have or have had a vendetta against you,</p> <p>17 correct?</p> <p>18 A. Correct.</p> <p>19 Q. You have no evidence that Mr. Purcell or</p> <p>20 Mr. Smith bear you ill will or would like to do harm</p> <p>21 against you, correct?</p> <p>22 A. Correct.</p> <p>23 Q. You have no evidence that Mr. Purcell or</p> <p>24 Mr. Smith would consciously or did consciously falsify</p> <p>25 evidence against you, correct?</p> <p>1 not a homicide detective, is there any other evidence</p> <p>2 you're aware of that you believe suggests Mr. Jones had</p> <p>3 a vendetta against you?</p> <p>4 A. Yes. He involved me in a crime I had nothing to</p> <p>5 do with.</p> <p>6 Q. And how did he do that?</p> <p>7 A. He gave the homicide detective my name and</p> <p>8 address.</p> <p>9 Q. Okay. Any other evidence that, you believe you</p> <p>10 rely on to suggest Mr. Jones was out to get you or had a</p> <p>11 vendetta against you?</p> <p>12 A. Yes. I personally heard from Bobby Nettles</p> <p>13 myself, personally, that Eugene Jones threatened him not</p> <p>14 to come to court and be an alibi witness for myself or</p> <p>15 witness for myself, as well as Anthony McKenzie. Dawn</p> <p>16 Goolsby, I didn't speak to her personally about it until</p> <p>17 I was released, and she told me personally that he told</p> <p>18 her not to be involved in this case and not get involved</p> <p>19 or that he would get -- he would have had her</p> <p>20 establishment, the Benjamin's, shut down.</p> <p>21 Q. Okay. So Nettles and McKenzie made those</p> <p>22 statements to you and you believe Dawn Goolsby made</p> <p>23 those statements to you?</p> <p>24 A. No. I know she did.</p> <p>25 Q. Okay. Any other evidence that you rely upon to</p>	Page 143	Page 144

<p style="text-align: right;">Page 145</p> <p>1 believe that Mr. Jones had a vendetta or was out to get 2 you? 3 A. No. Just his report, his involvement in the 4 case. 5 Q. You explained to me earlier that back in -- 6 before 2002, you had interactions with him on the street 7 and at school, and that he had made comments to you that 8 he knew you were dealing drugs and he would get you. 9 After your arrest for trafficking drugs and after 10 that conviction, did you have any more direct 11 interactions with Mr. Jones where he made any type of 12 comment that you perceived as a threat? 13 A. No. I didn't see him. 14 MR. CALDERONE: Can you read the last 15 question back to me? 16 - - - 17 (Thereupon, the requested portion of the 18 record was read by the court reporter.) 19 - - - 20 Q. Yeah, so if I understand, you believe Mr. Jones 21 was harassing you, telling you he was going to get you 22 for trafficking drugs. Then you were arrested for 23 trafficking drugs and ultimately pled guilty to that 24 charge, correct? 25 A. Correct.</p>	<p style="text-align: right;">Page 147</p> <p>1 anything to do with you actually being convicted? 2 A. No. Not at all because me lying about the 3 whereabouts of an individual and me actually killing an 4 individual are two totally separate things. Like, 5 there's no comparison. I was nowhere near the scene of 6 the crime, nowhere at all. That's what I was on trial 7 for, murder. 8 Q. Well, when you sat through the trial, you heard 9 the testimony of the witnesses who identified Cordell 10 Hubbard as being at the scene of the murder, correct? 11 A. Correct. They also identified me as being on the 12 scene of the murder. 13 Q. Yeah. But I'm not done with my question. 14 You heard several witnesses identify Cordell 15 Hubbard as being at the scene of the murder, correct? 16 A. Correct. 17 Q. When you testified, did you realize that by 18 testifying and telling the jury that you were with 19 Cordell Hubbard all night, that you were pairing 20 yourself with him at the scene of the murder? 21 A. No. I was pairing him with me at the scene of 22 the bar. 23 Q. Well, when you testified, you realized that 24 either the jury was going -- either the jury was going 25 to believe you were both at the bar or the jury was</p>
<p style="text-align: right;">Page 146</p> <p>1 Q. After that conviction for trafficking drugs, from 2 that point in time, up to the point in time when you 3 were arrested in 2002, did you have any other direct 4 interactions with Mr. Jones? 5 A. No. I stayed clear out of the way. I removed 6 myself. 7 Q. Now, I wasn't clear on something. 8 Is it your contention today that you did not lie 9 when you testified at trial? 10 A. I did lie. 11 Q. Do you think your own conduct of lying at trial 12 played any role in your conviction for Omar Clark's 13 murder? 14 A. Yes. 15 Q. In addition to the things that you allege in this 16 case, do you think you, to any degree, are also at 17 fault, to any degree, for your conviction? 18 MS. GELSONIMO: Objection. 19 A. No. 20 Q. No, you do not? 21 A. No. 22 Q. So we agree that it was wrong for you to lie at 23 trial, correct? 24 A. Correct. 25 Q. But you don't think your lying at trial had</p>	<p style="text-align: right;">Page 148</p> <p>1 going to believe you were both at the scene of the 2 murder -- 3 MS. GELSONIMO: Objection. 4 Q. -- correct? 5 A. I ain't sure. I'm not sure. I didn't know what 6 to expect. I was on trial for something I didn't see. 7 I didn't have time to prepare for my trial. And I 8 was -- for me being arrested on April 2nd, to me being 9 in a full-blown court hearing or trial not even 30 days 10 later. 11 It was all knew to me. Everything was. And I 12 was under a great deal amount of stress I was dealing 13 with. I had a newborn baby, other kids. It was just -- 14 it was a lot for somebody at 20 -- 20 years old. 15 Q. Okay. That was a long answer. I'm not sure I 16 got your -- 17 A. Sorry. Sorry about that. 18 Q. Okay. I guess my question is, there are 19 witnesses that said you and Cordell Hubbard were at the 20 scene of the murder, correct? 21 A. Correct. 22 Q. There were witnesses that said you and Cordell 23 Hubbard were at a bar, correct? 24 A. Correct. 25 Q. At least Samuel Brown said it, and you testified</p>

1 to that fact as well, correct? 2 A. Correct. 3 Q. When you testified at trial, you did not suggest 4 to the jury in any way that there was ever a time that 5 evening when Cordell Hubbard was not with you, correct? 6 A. Correct. I said I didn't say it in detail. 7 Q. You did not suggest in any way to the jury that 8 there was a time that evening when you were not with 9 Cordell Hubbard, correct? 10 A. I don't recollect it. Probably. 11 Q. So at the time when you testified, you realized 12 that the jury was going to believe one of two things, 13 either you were both at a bar or you were both at the 14 scene of the murder? 15 MS. GELSONIMO: Objection. Asked and 16 answered, and form. 17 A. I was more worried about myself. 18 MS. GELSONIMO: Sorry. 19 Q. What do you mean you're worried about yourself? 20 A. I was more so worried about myself. Like, I was 21 on trial for murder. They said I shot and killed 22 somebody. I was more concerned about that, more so than 23 Cordell -- where Cordell was at. I was more worried 24 about myself. I put me at the forefront. I was worried 25 about defending myself.	Page 149	1 Q. It was a fight? 2 A. Yes. 3 Q. Is that the only time that you had ever gotten in 4 trouble at school before you were expelled? 5 A. As far as my recollection, yes. 6 Q. And in prison, you told me about the different 7 offenses that you got disciplined for, the Rule 24s? 8 A. Yes. 9 Q. I didn't understand exactly what that was. 10 You said it had something to do with establishing 11 a relationship with an officer? 12 A. Yes. 13 Q. What do you mean "a relationship"? 14 A. A relationship between a man and a woman. 15 Q. You mean, like, an intimate relationship? 16 A. Yes. 17 Q. So the guards for the Rule 24 violations were 18 female guards? 19 A. Yes. 20 Q. And did you, in fact, have relationships with the 21 guards? 22 MS. GELSONIMO. Objection. 23 I mean, you can answer. It's ridiculous. 24 You can still answer. 25 A. Yes.	Page 151
1 Q. Well, can we agree that it would have helped you, 2 more than Cordell, if you would have explained to the 3 jury during trial that there were periods of time during 4 that evening when Cordell was not with you, when he and 5 William Sizemore left and were not with you and the 6 group? 7 MS. GELSONIMO: Objection. 8 A. I'm pretty sure I said that in my testimony that 9 we not locked in arm-in-arm, hand-in-hand. We not 10 shoulder-to-shoulder the entire time we in a place. 11 Q. But you knew before trial began that William 12 Sizemore and Cordell Hubbard had left a bar without the 13 rest of you, true? 14 A. True. 15 Q. And you did not explain to the jury that William 16 Sizemore and Cordell Hubbard left the rest of you during 17 that evening? 18 MS. GELSONIMO: Objection. Asked and 19 answered multiple times. 20 Q. Correct? 21 MS. GELSONIMO: Form. 22 A. Correct. 23 Q. Okay. You told me you were expelled at school, 24 and I think you said for fighting? 25 A. No. I said it was a fight.	Page 150	1 Q. Okay. And then there was the cellphone, that you 2 got in trouble for having a cellphone. 3 Where did you get the cellphone? 4 MS. GELSONIMO: Objection. 5 A. I don't recall. I bought it. 6 Q. In prison? 7 A. (Indicating.) 8 Q. You bought it from who? 9 A. I don't know. 10 Q. A cellmate, or I should say, another prisoner? 11 A. Yes. 12 Q. Not a guard? 13 A. No. 14 MR. CALDERONE: I don't think I have any 15 other questions. 16 Do you want to ask questions? 17 Do you want to switch seats? 18 EXAMINATION OF RU-EL SAILOR 19 BY MR. PUIN: 20 Q. Mr. Sailor, my name is Tim Puin, Assistant 21 Director of Law at the City of Cleveland. I have some 22 follow-up questions. 23 THE VIDEOGRAPHER: Let me see your base. 24 Q. Mr. Sailor, my name is Tim Puin. I'm the 25 Assistant Director of Law at the City of Cleveland. I	Page 152

<p>1 have some follow-up questions.</p> <p>2 So since 2018 when you were released, you were</p> <p>3 exonerated for any involvement in the murder of Omar</p> <p>4 Clark, correct?</p> <p>5 A. Correct.</p> <p>6 Q. And you had gotten married?</p> <p>7 A. Yes. Correct.</p> <p>8 Q. And you've started a new business, correct?</p> <p>9 A. Yes.</p> <p>10 Q. And you had a new baby?</p> <p>11 A. Yes.</p> <p>12 Q. Correct? And that's a lot of blessings in a</p> <p>13 two-and-a-half-year period, correct?</p> <p>14 A. Yes.</p> <p>15 Q. Okay. Well, congratulations on all of those</p> <p>16 blessings.</p> <p>17 A. Thank you.</p> <p>18 Q. And we're here to ask about your lawsuit. So</p> <p>19 we're just going to do our job and ask from the City's</p> <p>20 perspective about facts bearing on your claims in this</p> <p>21 lawsuit, okay?</p> <p>22 A. Okay.</p> <p>23 Q. Before I do that, it is almost 1:00 o'clock.</p> <p>24 Do you need a lunch break or any kind of break,</p> <p>25 short break now?</p>	Page 153	<p>1 Q. Okay. So back in 2002, did your friends call you</p> <p>2 El back then, too?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. Was one of the issues in the case that</p> <p>5 "El" might have sounded like "Will", if you know?</p> <p>6 A. They don't, but yes.</p> <p>7 Q. Okay. People had said that?</p> <p>8 A. No. Just Eugene Jones.</p> <p>9 Q. Okay. Detective Jones said that? Okay.</p> <p>10 You know what I'm talking about when I say it's</p> <p>11 the El/Will thing?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. All right. Understood.</p> <p>14 So you were really close with the Cordell</p> <p>15 Hubbard, right?</p> <p>16 A. Yes.</p> <p>17 Q. Okay. And you've known him since, you know, he</p> <p>18 was 10 and you grew up like brothers, you said?</p> <p>19 A. Yes.</p> <p>20 Q. Okay. How about Nichole Hubbard, were you close</p> <p>21 with her?</p> <p>22 A. No.</p> <p>23 Q. Did you know her at all growing up?</p> <p>24 A. Yeah. She was Cordell's sister. They didn't</p> <p>25 live in the same house.</p>	Page 155
<p>1 A. No. I'm good.</p> <p>2 Q. You want to keep pushing through?</p> <p>3 A. Yes.</p> <p>4 MR. PUIN: Okay. At 2:00 o'clock I do have</p> <p>5 a case management conference in the case of Boddie</p> <p>6 versus the City of Cleveland with Judge Boyko.</p> <p>7 Hopefully, we will be done by then, but if we're not,</p> <p>8 I'm going to have to take a break at 2:00 o'clock.</p> <p>9 And for the record, by asking you questions</p> <p>10 today, we are not waiving any right to reopen your</p> <p>11 deposition after written discoveries are provided, and</p> <p>12 we reserve that right for the record.</p> <p>13 That was a little legalese.</p> <p>14 THE WITNESS: All right.</p> <p>15 MR. PUIN: Don't worry about it.</p> <p>16 Q. But just some housekeeping questions. Your</p> <p>17 friends and family call you El; is that right?</p> <p>18 A. Yes.</p> <p>19 Q. E-L?</p> <p>20 A. Yes.</p> <p>21 Q. Okay. And your friends and family typically</p> <p>22 don't call you Ru-El --</p> <p>23 MS. GELSONIMO: Objection.</p> <p>24 Q. -- is that right?</p> <p>25 A. Some do, some don't.</p>	Page 154	<p>1 Q. Okay. Had you ever interacted much with her?</p> <p>2 A. No.</p> <p>3 Q. Okay. Did you -- were you ever close with her as</p> <p>4 a friend or otherwise?</p> <p>5 A. No.</p> <p>6 Q. Okay. Trying to understand what happened here,</p> <p>7 and I think I might have it. So let me just run it down</p> <p>8 and ask you in pieces and have you confirm that my</p> <p>9 understanding is correct, all right?</p> <p>10 So you were partying all night with your buddies,</p> <p>11 right?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. And at some point, Cordell and Will left</p> <p>14 without you noticing them leaving one of the parties,</p> <p>15 right?</p> <p>16 A. Correct.</p> <p>17 Q. Okay. Then you get a call or a text from Cordell</p> <p>18 at some point saying, "Come pick me up"?</p> <p>19 A. Yes.</p> <p>20 Q. Was it a call or a text?</p> <p>21 A. A call.</p> <p>22 Q. Okay. And he said he's at his mom's?</p> <p>23 A. Yes.</p> <p>24 Q. And, "Come bring me to whatever party you are</p> <p>25 at," right? And that was St. Al's?</p>	Page 156

	Page 157		Page 159
1	A. Oh, just come --	1	Okay. Now, in that car ride, as you look back on
2	MS. GELSONINO: Objection.	2	it, do you believe that at that time, he had already
3	You can correct that.	3	shot Omar Clark?
4	A. Just come get him and then we can go to the party	4	MS. GELSONINO: Objection.
5	at St. Aloysius.	5	A. I can't recall.
6	Q. Okay. And St. Al's had a club night or	6	Q. Okay. But you are saying -- just so I understand
7	something, like, casino night or something?	7	what happened, you are saying he didn't say anything to
8	A. No. It's an event. It's like an event space and	8	you about just shooting somebody?
9	had a cabaret there.	9	A. We weren't even in the car that long.
10	Q. Okay. Okay. So you they had rented out the	10	Q. How long a drive was it from where you guys --
11	church hall --	11	A. Probably like five minutes.
12	A. Yes.	12	Q. Okay. So you just had him in the car briefly.
13	Q. Okay.	13	He didn't say anything about shooting anybody?
14	A. Yes.	14	A. No.
15	Q. Was that like an every-night or every-weekend	15	MS. GELSONINO: Asked and answered.
16	thing or a special event?	16	Q. He didn't ask you to cover for him?
17	A. I think it was a special event. They don't have	17	MS. GELSONINO: Objection.
18	it every weekend.	18	Q. Correct?
19	Q. Okay. And do you know who put that cabaret	19	A. Correct.
20	night on?	20	Q. Okay. Then you heard on the street and later
21	A. No.	21	from the police that Cordell was a suspect in the murder
22	Q. Okay. Did you have to pay to get in the door	22	of Omar Clark, right?
23	there?	23	A. No. I didn't find out until he was arrested.
24	A. I can't recall.	24	Q. Okay. And then trial happened really quickly and
25	Q. Okay. So you did leave the cabaret night at	25	your head was kind of a whirlwind because everything was
	Page 158		Page 160
1	St. Aloysius to get Cordell?	1	happening too quickly?
2	A. No. I didn't. No. I didn't leave St. Aloysius.	2	A. Yes.
3	I went to pick Cordell up and then we went to	3	Q. And at the time of trial, when you said he was
4	St. Aloysius.	4	with you all night but you didn't get into details, you
5	Q. Gotcha. Okay.	5	thought you were telling the truth at that time; is that
6	And Attorney Calderone was showing you pictures	6	right?
7	earlier of you and Cordell at St. Aloysius. So we know	7	MS. GELSONINO: Objection.
8	he was at St. Aloysius?	8	A. To a certain point.
9	A. Yes.	9	Q. Okay. You were -- you knew you were sort of
10	Q. Okay. So you left 4U2B?	10	covering for him but you weren't getting in the details
11	A. Yes.	11	and nobody was asking you for details?
12	Q. And picked him up at his mom's?	12	MS. GELSONINO: Objection.
13	A. Yes.	13	Q. Is that fair to say?
14	Q. Okay. And was anybody in the car with you when	14	You didn't want to get into, "He left, I didn't
15	you went to pick him up?	15	know he left. I went and got him"?
16	A. No.	16	A. Yeah. Yeah.
17	Q. Okay. And you only picked him up, you didn't	17	Q. You didn't want to get into the gap, so to speak?
18	pick up Will or anyone else?	18	A. Yes. I just wanted to worry about me.
19	A. No.	19	Q. Right. So the gap is the point in which he left
20	Q. Okay. Just him?	20	at some point without you knowing and then you go and
21	A. Just him.	21	get him. You don't know how long that gap was?
22	Q. Okay. Then you guys didn't go back to 4U2B, you	22	A. No.
23	went right back to St. Al's --	23	Q. You don't know whether he had time to go kill
24	A. Yes.	24	somebody and then come back?
25	Q. -- Cabaret night?	25	A. Yeah. Because I didn't know he even had left.

<p style="text-align: right;">Page 161</p> <p>1 Q. Exactly. Okay. So at the time of the trial, you 2 didn't think it was a big deal to say that you were with 3 Cordell all night?</p> <p>4 It was just like saying you were with any of your 5 other friends all night?</p> <p>6 A. Like, I've been here with y'all all day.</p> <p>7 If somebody was like -- if somebody asked me 8 right now, where was I at all day? I was with y'all all 9 day.</p> <p>10 Not like, he went to the bathroom. He went to 11 the bathroom.</p> <p>12 Q. Yeah.</p> <p>13 A. He went and got water.</p> <p>14 Q. Right. That's what I thought he was going on.</p> <p>15 A. Yeah.</p> <p>16 Q. Okay. So that's what you understood your 17 testimony to be. And you weren't like, all -- you 18 didn't think your saying that was creating alibi or 19 covering for him, it was just a fact, "I was with this 20 man all night"?</p> <p>21 A. Yeah.</p> <p>22 Q. Okay. Then later the prosecutors and the judge 23 made a big deal about it, right, in your opinion?</p> <p>24 A. Yeah.</p> <p>25 Q. They kind of blew it up out of proportion, would 26 you say?</p> <p>1 A. Yeah.</p> <p>2 MS. GELSONIMO: When?</p> <p>3 Q. After you were convicted and you were in trial, 4 when it came time for the conviction and Integrity Unit 5 to look at your file and everybody to review whether you 6 were really involved in this or not, they made you plead 7 guilty to perjury and obstruction of justice to get out 8 of the prison; is that right?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. Did you think it was unfair of them to do 11 that? That they were blowing it up out of proportion?</p> <p>12 A. Yes. It was more so like, "You had been in jail 13 for murder. We know you ain't do the murder. We know 14 you're innocent, but you lied on the stand."</p> <p>15 I'm like, "All right. I will take accountability 16 of that action as a man, yes. All right."</p> <p>17 And they was like, "Well, if you want to go home 18 now, you got to take 10 years for this perjury."</p> <p>19 And me and my attorney both is like, "It's 20 illegal."</p> <p>21 Like, I know a little bit about law. I know 22 perjury don't carry 10 years, nor five years. Like, I 23 knew this.</p> <p>24 At the moment, I'm in Lucasville, one of the</p>	<p style="text-align: right;">Page 163</p> <p>1 worst prisons in Ohio, where they actually kill inmates 2 and things of that nature.</p> <p>3 And it was like, I just wanted to go home and be 4 with my kids. If they would have told me 15 years time 5 served, I probably would've took it for perjury, because 6 I just wanted to go home. And they knew that.</p> <p>7 And, you know what I'm saying? Like, you are 8 telling me that I've been in here for 15 years for a 9 murder I didn't even see. And it's like, you are 10 telling me, you know I'm innocent. But you not saying, 11 "All right. Come on, let's go. We're about to let you 12 out."</p> <p>13 It's like, "Oh, we don't want to let you out 14 until you take this deal for perjury, and then we'll let 15 you out."</p> <p>16 And I took the deal because I wanted to go home. 17 It was, like, in the most stressful environment I had 18 ever been in in my life.</p> <p>19 Q. Do you think that it was Prosecutor O'Malley that 20 was driving the bus on that or was it the judge?</p> <p>21 MS. GELSONIMO: I mean, objection.</p> <p>22 You can answer to the extent that you know.</p> <p>23 A. I think it was more so the prosecutor's office, 24 O'Malley and Russell Todd was -- you know what I'm 25 saying? It was -- that's who -- Russell Todd came to</p> <p style="text-align: right;">Page 164</p> <p>1 see me in Lucasville. Him, my attorney, and I think an 2 investigator by the name O'Malley came to see me in 3 Lucasville.</p> <p>4 And when I was there, when I got the call they 5 was coming, I thought that they was coming to get me.</p> <p>6 Because my whole time in prison, everybody always 7 talking William Sizemore will come forward or one of 8 your witnesses recant, it's an automatic gate opener.</p> <p>9 So, you know, I prayed my whole time in there 10 that William Sizemore would come get me. Because 11 Cordell had already admitted to this crime in 2003 and 12 they ignored it. So it was like only one else that can 13 help me is William Sizemore. And when he finally came 14 forward, I thought my gates was going to open.</p> <p>15 And they had called me and told me that my 16 lawyer, Kim, and Russell Todd was coming to see me in 17 Lucasville. So I was like, they're coming to get me.</p> <p>18 You know what I'm saying? That's what I'm thinking.</p> <p>19 And they came and saw me. And Russell Todd told 20 me the investigation wasn't over yet and that they 21 presented the deal, like will I take the perjury 22 obstruction of justice?</p> <p>23 And I was like, "All right. I'll own up to what 24 I did wrong. If you are going to let me out, yes."</p> <p>25 You know what I'm saying? And they left me in</p>
--	--

<p>1 there.</p> <p>2 And he told me that he didn't see William</p> <p>3 Sizemore as a suspect. William Sizemore never got</p> <p>4 arrested or nothing like that. He came and told him the</p> <p>5 truth. He confessed. They let him go home.</p> <p>6 And here I am, an innocent man that you know for</p> <p>7 a fact that I wasn't even there, and they left me in</p> <p>8 Lucasville and left me in prison. And it wasn't until</p> <p>9 nine months later that I got exonerated.</p> <p>10 So from the time they knew that I was innocent,</p> <p>11 it was nine months to ten months before they let me out.</p> <p>12 So those -- it was just torture. It was just -- ain't</p> <p>13 no other way to talk about it. It was torture.</p> <p>14 Like -- and you're telling me that an individual</p> <p>15 that was actually there and actually confessed to being</p> <p>16 part of the situation is at home with his family. It's</p> <p>17 torture, like -- I don't know.</p> <p>18 So I took the deal. I was just like, I knew it</p> <p>19 wasn't right. I knew it wasn't legal. I knew all those</p> <p>20 things. And it was like, I just wanted to go home.</p> <p>21 Like, I was tired. I was -- my family was tired.</p> <p>22 You know what I'm saying, my kids was babies when I</p> <p>23 left. They grown. I just wanted to go home.</p> <p>24 Q. So if I understand you, what you are saying is,</p> <p>25 like, from the facts that you've testified to today, you</p>	Page 165	<p>1 If you don't take this deal, then we back to the</p> <p>2 process where all my appeals had been exhausted. And</p> <p>3 who knows how my new trial motion would have ended. It</p> <p>4 was just --</p> <p>5 Q. So it was like --</p> <p>6 A. It was a no-brainer.</p> <p>7 Q. Okay. Understood.</p> <p>8 So it was something -- it was somewhat under</p> <p>9 duress, in your opinion, the plea of guilty to perjury,</p> <p>10 and obstruction of justice.</p> <p>11 A. No --</p> <p>12 Q. It was this threat that you would basically be in</p> <p>13 prison forever unless you did this deal?</p> <p>14 A. Yeah, it wasn't somewhat. It was definitely.</p> <p>15 Q. Definitely under duress?</p> <p>16 A. Definitely.</p> <p>17 Q. Okay. And you would -- just another word would</p> <p>18 be "coerced".</p> <p>19 You felt like you were coerced in that deal?</p> <p>20 A. I just feel like -- yes. Yes.</p> <p>21 Q. Okay. So if your testimony at trial that Cordell</p> <p>22 was with you all night without getting into details,</p> <p>23 that didn't have a bearing on your being convicted or</p> <p>24 involvement in the murder of Omar Clark, why do you</p> <p>25 think you were convicted?</p>	Page 167
<p>1 were probably driving under the influence that night,</p> <p>2 right? You were probably like drunk-driving or driving</p> <p>3 impaired or whatever.</p> <p>4 So you're saying it's like they said to you, "All</p> <p>5 right. We will let you out, but you got to plead to</p> <p>6 drunk driving and attend your sentence to drunk</p> <p>7 driving?"</p> <p>8 This is kind of like that, right?</p> <p>9 A. Yeah.</p> <p>10 Q. It had nothing to do with the murder?</p> <p>11 MR. CALDERONE: Objection.</p> <p>12 Q. Had nothing to -- it had nothing to do with you</p> <p>13 being convicted, in your opinion.</p> <p>14 It's just something they made you do?</p> <p>15 A. Yes.</p> <p>16 Q. That's how you see it, right? Correct?</p> <p>17 A. Yes. It's like, in so many words, like dangling</p> <p>18 the carrot in front of a rabbit. Like, "If you want</p> <p>19 this freedom, then you've got to give us what we want."</p> <p>20 It wasn't like, "If you don't take the deal for</p> <p>21 perjury, you still get to go home because you're</p> <p>22 innocent of a murder, and we will indict you on perjury</p> <p>23 from the streets."</p> <p>24 It wasn't like that. It was like, "You take this</p> <p>25 deal, you go home today."</p>	Page 166	<p>1 A. I --</p> <p>2 MS. GELSONIMO: Objection.</p> <p>3 A. I don't have a clue. If you read this case and</p> <p>4 the evidence in this case, the initial witness for the</p> <p>5 state, Larry Braxton, his initial identification was the</p> <p>6 complete opposite of how I'm sitting here today.</p> <p>7 He describes two light-skinned individuals that</p> <p>8 looked like brothers. Me and Cordell Hubbard's night</p> <p>9 and day. And this crime happened at 12:30 at night on a</p> <p>10 side street, which is dark as ever. And they are saying</p> <p>11 I was light skinned.</p> <p>12 So in my opinion, I didn't have a win. Because I</p> <p>13 shouldn't have been there because the detectives on the</p> <p>14 case and the prosecutors should have known that I wasn't</p> <p>15 a light-skinned individual just by the sight of my</p> <p>16 picture.</p> <p>17 MR. CALDERONE: Objection. Move to strike.</p> <p>18 MS. GELSONIMO: Based on what?</p> <p>19 MR. CALDERONE: His description.</p> <p>20 MS. GELSONIMO: Of himself?</p> <p>21 MR. CALDERONE: No. His description of what</p> <p>22 Braxton said at trial.</p> <p>23 It's okay. Go ahead. I'm just making a</p> <p>24 record.</p> <p>25 MS. GELSONIMO: It's okay. Just focus on</p>	Page 168

<p>1 the questions.</p> <p>2 THE WITNESS: Okay.</p> <p>3 Q. At the time you testified that Cordell was with</p> <p>4 you all night, did you have any doubts as to whether he</p> <p>5 was involved in the murder of Omar Clark or not?</p> <p>6 MS. GELSONIMO: Wait. I'm sorry. Can you</p> <p>7 repeat that question?</p> <p>8 Q. At the time you testified that Cordell Hubbard</p> <p>9 was with you all night, did you suspect that he might</p> <p>10 have actually been involved in the murder?</p> <p>11 MS. GELSONIMO: Objection.</p> <p>12 A. Yes.</p> <p>13 Q. And I was reading an interview of you with Scene</p> <p>14 Magazine in 2016. You told Scene, quote, "It wasn't an</p> <p>15 option, period. Me telling on him or throwing him under</p> <p>16 the bus. That was my best friend. We grew up like</p> <p>17 brothers."</p> <p>18 So did you -- does that sound like something you</p> <p>19 said to Scene?</p> <p>20 A. Yes.</p> <p>21 Q. Okay. And that was your feeling when you were on</p> <p>22 the stand at trial, is I'm not going to say something to</p> <p>23 hurt him?</p> <p>24 MS. GELSONIMO: Objection.</p> <p>25 Q. Right?</p>	Page 169	<p>1 Q. So you --</p> <p>2 MS. GELSONIMO: Calls for legal conclusion.</p> <p>3 But you can answer to the best of your</p> <p>4 ability.</p> <p>5 Q. As we've discussed -- and I think I understand</p> <p>6 correctly how you feel about this. Your testimony that</p> <p>7 he was with you all night had no bearing in your</p> <p>8 conviction? You didn't think it was that big a deal at</p> <p>9 the time?</p> <p>10 MS. GELSONIMO: Objection. Asked and</p> <p>11 answered.</p> <p>12 A. You confusing me now, to be honest.</p> <p>13 Q. I'm sorry?</p> <p>14 A. You confusing me right now, to be honest.</p> <p>15 Q. Okay. I'm sorry.</p> <p>16 So when you testified that Cordell was with you</p> <p>17 all night, you weren't trying to protect Cordell, you</p> <p>18 weren't thinking about Cordell, you were thinking about</p> <p>19 yourself?</p> <p>20 A. Yes.</p> <p>21 Q. Right?</p> <p>22 A. Yes.</p> <p>23 Q. Okay. And so your statement that he was with you</p> <p>24 all night, that had zero percent bearing on your</p> <p>25 conviction, in your opinion?</p>	Page 171
<p>1 Even if it helped you?</p> <p>2 A. (Indicating.)</p> <p>3 Q. Is that right?</p> <p>4 A. Yes.</p> <p>5 Q. All right. Now, are you still friends with</p> <p>6 Cordell Hubbard?</p> <p>7 A. Yes.</p> <p>8 Q. I think you said you talked to him frequently?</p> <p>9 A. Yes.</p> <p>10 Q. Did you feel that Cordell Hubbard has any</p> <p>11 responsibility for your conviction?</p> <p>12 MS. GELSONIMO: Objection.</p> <p>13 Q. Should he have said sooner that you weren't</p> <p>14 there?</p> <p>15 MS. GELSONIMO: Objection.</p> <p>16 A. Yes.</p> <p>17 Q. Okay. All right. So you -- if we could say that</p> <p>18 there's a 100 percent fault for your convictions out</p> <p>19 there, and it could be spread among different sources,</p> <p>20 you take zero percent responsibility for your conviction</p> <p>21 based on your statements on the stand that he was with</p> <p>22 you all night, right? You think that it had nothing to</p> <p>23 do with your conviction?</p> <p>24 MS. GELSONIMO: Objection. Asked and</p> <p>25 answered. Form.</p>	Page 170	<p>1 MS. GELSONIMO: Objection.</p> <p>2 Q. That had nothing to do with you getting</p> <p>3 convicted?</p> <p>4 A. No. In my opinion, no.</p> <p>5 Q. So the answer to my question is yes, it had</p> <p>6 zero percent to do with you getting convicted?</p> <p>7 A. Yes.</p> <p>8 Q. Okay. Now, you think the police had some percent</p> <p>9 responsibility for you getting convicted because they</p> <p>10 were told there was a light-skinned individual that</p> <p>11 looked like his brother and that doesn't fit your</p> <p>12 description, right?</p> <p>13 MS. GELSONIMO: Object --</p> <p>14 MR. CALDERONE: Objection to form.</p> <p>15 MS. GELSONIMO: Join in the objection.</p> <p>16 Q. Did you understand my question? You think the</p> <p>17 police had some responsibility for your getting</p> <p>18 convicted?</p> <p>19 A. 100 percent.</p> <p>20 Q. 100 percent.</p> <p>21 A. 100 percent, yes.</p> <p>22 Q. Okay. Okay. And we talked about some of the</p> <p>23 reasons why, a detective had a vendetta against you</p> <p>24 going back to Collinwood, right?</p> <p>25 A. Yes.</p>	Page 172

<p>1 Q. Okay. And that was?</p> <p>2 A. Eugene Jones.</p> <p>3 Q. Okay. And another officer had been told that</p> <p>4 there was a light-skinned man at the shooting that</p> <p>5 looked like Cordell, and that doesn't match your</p> <p>6 description, right?</p> <p>7 A. This was the witness' initial statement. His</p> <p>8 first statement ever made to detectives and the second</p> <p>9 statement he says, "Two light-skinned individuals which</p> <p>10 looked like brothers."</p> <p>11 Q. Okay. Okay. So -- and then also, do you believe</p> <p>12 that the police failed to tell the prosecutor about</p> <p>13 their knowledge of William Sizemore's involvement?</p> <p>14 A. Definitely, yes.</p> <p>15 Q. Okay. And as you sit here today -- and, you</p> <p>16 know, it's a discovery deposition, you know, not the end</p> <p>17 of the story, but what else do you think the police did</p> <p>18 to violate your constitutional rights besides what</p> <p>19 you've already told us?</p> <p>20 MS. GELSONIMO: Objection.</p> <p>21 Q. If you can think of anything.</p> <p>22 If anything is sticking out in your mind, you</p> <p>23 know, what is it?</p> <p>24 A. Just involving me in this crime, period. I don't</p> <p>25 know the law terms. I just know that I didn't kill</p>	Page 173	<p>1 description.</p> <p>2 Q. Okay. So I'm just trying to understand.</p> <p>3 So you don't blame Cordell Hubbard for having any</p> <p>4 responsibility for your being convicted; is that right?</p> <p>5 A. No. I blame the people who involved me in this</p> <p>6 situation.</p> <p>7 Q. Okay. Now, after -- right after Cordell Hubbard</p> <p>8 was convicted, didn't he tell the Court that you weren't</p> <p>9 there?</p> <p>10 A. Yes.</p> <p>11 Q. Don't you think you should have got a new trial</p> <p>12 right then and there?</p> <p>13 A. Yes.</p> <p>14 Q. And who do you blame for not giving you a new</p> <p>15 trial right then and there, the prosecutor --</p> <p>16 MS. GELSONIMO: Objection.</p> <p>17 Q. -- the judge, right?</p> <p>18 A. Yes.</p> <p>19 Q. Okay. Was it Judge Nancy Donelly[sic]?</p> <p>20 A. Nancy McDonnell.</p> <p>21 Q. Nancy McDonnell. I'm sorry.</p> <p>22 Do you blame her for not giving you a new trial</p> <p>23 right then and there?</p> <p>24 MS. GELSONIMO: Objection.</p> <p>25 A. Yes.</p>	Page 175
<p>1 anybody. I wasn't on Englewood 105 when somebody got</p> <p>2 killed.</p> <p>3 And I know that more so than anything, that I was</p> <p>4 not present at the scene of this alleged crime that</p> <p>5 happened that night. I was nowhere near it. And I did</p> <p>6 15 years for it.</p> <p>7 Q. When Attorney Calderone was asking you earlier</p> <p>8 about specific officers you sued, did he ask you about</p> <p>9 James Purcell?</p> <p>10 I'm sorry if I missed it.</p> <p>11 MR. CALDERONE: Yeah.</p> <p>12 MR. PUIN: Okay.</p> <p>13 Q. Okay. So you said 100 percent was on the police</p> <p>14 for your conviction. But you also said that Cordell</p> <p>15 could have, should have told people before he was</p> <p>16 convicted that you weren't there, right?</p> <p>17 A. I say 100 percent because I should have never</p> <p>18 been there in the beginning. I should have never been</p> <p>19 involved in this crime, in the case hearings, or</p> <p>20 anything like that because I didn't commit the crime.</p> <p>21 I wasn't there. I didn't fit in the description</p> <p>22 of any of the suspects in the crime.</p> <p>23 So, yes, I believe the police are 100 percent.</p> <p>24 Because this is your profession, to deal with</p> <p>25 descriptions. You should know that I don't fit the</p>	Page 174	<p>1 Q. Okay.</p> <p>2 A. It's her courtroom.</p> <p>3 Q. Okay. Now, again, from a news report, after you</p> <p>4 were exonerated, Judge Nancy McDonnell addressed you in</p> <p>5 the courtroom; is that right?</p> <p>6 A. Yes.</p> <p>7 Q. Okay. And she had some words for you about the</p> <p>8 perjury and obstruction of justice; is that right?</p> <p>9 A. Very harsh words, yes.</p> <p>10 Q. Okay. And she basically said that you put</p> <p>11 yourself in prison, and I'm going to quote what I read</p> <p>12 she said. Quote, "If you would have just told the</p> <p>13 truth, you wouldn't have spent the last 15 years in</p> <p>14 prison. You put yourself in prison", unquote.</p> <p>15 Do you remember her saying those words?</p> <p>16 A. Yes.</p> <p>17 Q. Okay. And you characterize those as harsh words?</p> <p>18 A. Yes.</p> <p>19 Q. Okay. And I believe in an interview with</p> <p>20 Ideastream WCPN, they ask you the same question, like</p> <p>21 what's your response to that.</p> <p>22 And you told them you didn't put yourself in</p> <p>23 prison. "A police officer who had a vendetta against me</p> <p>24 put me in prison"?</p> <p>25 A. Yes.</p>	Page 176

<p>1 Q. And you believe that's true today?</p> <p>2 A. Yes.</p> <p>3 Q. Okay. And is the source for Eugene Jones's</p> <p>4 vendetta against you that you were a troublemaker in</p> <p>5 high school? Do you have anything other -- more</p> <p>6 personal than that, like --</p> <p>7 A. No. No.</p> <p>8 Q. It was just that you were basically a</p> <p>9 troublemaker in high school?</p> <p>10 MS. GELSONINO: Objection.</p> <p>11 A. I wasn't a troublemaker in high school.</p> <p>12 Q. Okay. Well, you were dealing drugs in high</p> <p>13 school, right?</p> <p>14 A. No. I didn't deal -- I didn't sell drugs in high</p> <p>15 school.</p> <p>16 Q. Not -- you mean not on the grounds of Collinwood</p> <p>17 High or while you were in high school?</p> <p>18 A. While I was in high school, yes, I did. But not</p> <p>19 in the actual school itself.</p> <p>20 Q. But he -- Detective Jones knew you were selling</p> <p>21 drugs while you were a student at Collinwood High,</p> <p>22 right?</p> <p>23 A. He didn't actually know. He just knew I'd be on</p> <p>24 corners where drugs get sold. He never saw me sell no</p> <p>25 drugs ever, not once. He just knew that I'd be in the</p>	Page 177	<p>1 of my mother's house not once ever in my life.</p> <p>2 True enough I lived there and I sold drugs maybe</p> <p>3 on other streets around the corner down there, but never</p> <p>4 at her house.</p> <p>5 And so I saw him at a light, a red light</p> <p>6 together, and I was like, "I appreciate you stay away</p> <p>7 from my mother's house. I mean, I don't sell drugs out</p> <p>8 there. Whatever you want to deal with me, deal with me</p> <p>9 in the streets. Like leave my mother's house outside of</p> <p>10 it."</p> <p>11 And he was like, "All right. I'll see you</p> <p>12 around."</p> <p>13 And that was it. And the next time I saw him was</p> <p>14 when he planned the drugs on me in the gas station. And</p> <p>15 then I didn't see him after that. And I ain't see him</p> <p>16 after that, to be honest.</p> <p>17 Q. Was it just you or did Detective Jones, in your</p> <p>18 opinion, have a vendetta against your friends, too?</p> <p>19 MS. GELSONINO: Objection.</p> <p>20 A. I think he had a problem with our whole</p> <p>21 neighborhood.</p> <p>22 Q. I'm sorry?</p> <p>23 A. I think he had a problem with our whole</p> <p>24 neighborhood.</p> <p>25 Q. Okay. So not just you, but your friends, as</p>	Page 179
<p>1 neighborhood and on the corners.</p> <p>2 Q. Okay. So other than his seeing you on the corner</p> <p>3 and speculating that you were selling drugs, you don't</p> <p>4 know of why else he would have a vendetta against you</p> <p>5 other than that?</p> <p>6 A. No.</p> <p>7 Q. You guys didn't have any kind of fight at any</p> <p>8 time or harsh words between yourselves?</p> <p>9 A. No. We just had, like, little -- I mean, at one</p> <p>10 point, he came to my mom's house. This is after a</p> <p>11 couple of truancy things. I wasn't even in high school</p> <p>12 no more. He pulled in front of my mother's house</p> <p>13 because everybody knew his car and he asked my little</p> <p>14 sister at the time, probably like -- she was probably</p> <p>15 like 10, 11, man. And he asked my baby sister to go in</p> <p>16 my house and get him some drugs.</p> <p>17 Basically saying, like, I sell drugs out of my</p> <p>18 mom's house. You know, and my sister went in there and</p> <p>19 told my mother, like, the guy in the gold car -- he had</p> <p>20 a gold Chrysler or something like that -- asked her can</p> <p>21 he buy drugs out of this, you know what I'm saying, out</p> <p>22 of this house.</p> <p>23 Like, who does that to a kid? Like, you take</p> <p>24 your job to that point where you are asking a kid to get</p> <p>25 you drugs on my house? Like, I've never sold drugs out</p>	Page 178	<p>1 well?</p> <p>2 A. Yes.</p> <p>3 Q. Okay. So we've talked about how you believe your</p> <p>4 constitutional rights were violated by the police.</p> <p>5 You are aware that you also sued the City of</p> <p>6 Cleveland for violating your constitutional rights,</p> <p>7 correct?</p> <p>8 A. Yes.</p> <p>9 Q. Okay. What -- as you sit here today, what did</p> <p>10 the City itself do separate and apart from the police,</p> <p>11 but what did the City do to violate the constitutional</p> <p>12 rights?</p> <p>13 MS. GELSONINO: Objection.</p> <p>14 Q. Not the police officers, the City itself.</p> <p>15 A. The police work for the City.</p> <p>16 Q. Okay. So your claims against the City are based</p> <p>17 on the fact that they -- that the police work for the</p> <p>18 City; is that correct?</p> <p>19 MS. GELSONINO: Objection, Tim.</p> <p>20 A. I --</p> <p>21 MS. GELSONINO: Objection. He's not a</p> <p>22 lawyer. You're asking him to make legal conclusions</p> <p>23 here. It's not appropriate.</p> <p>24 Q. Okay. So you don't know -- do you know why you</p> <p>25 sued the City?</p>	Page 180

1 A. Because the cops is part of the City, right? 2 That's -- 3 Q. Okay. Okay. For the record, are you aware of 4 any official policies by the City that were the cause of 5 the violation of your constitutional rights? 6 A. No. 7 Q. Okay. And for the record, are you involved or 8 are you aware of any decisions by people in authority 9 that violated your constitutional rights? 10 MS. GELSONIMO: Objection. 11 Q. Other than the police that we talked about? 12 A. I don't -- I don't know. 13 Q. Okay. And are you -- for the record, are you 14 aware of any training of police officers by the City 15 that was the cause of the violation of the 16 constitutional rights? 17 MS. GELSONIMO: Objection. 18 A. No. I don't know. 19 Q. Okay. And do you know of any pattern or practice 20 of violation, or similar instances of violations of 21 constitutional rights? 22 A. I don't know. 23 Q. Okay. And then you have another lawsuit going 24 right now, don't you, against the State of Ohio? Do you 25 know?	Page 181	1 He's Dude, right? Clark Lamar Williams is Dude? 2 A. Yes. 3 Q. Okay. Did he -- didn't he identify you as a 4 shooter? 5 A. After he lied and said he couldn't see the 6 shooter. After he saw me in court. 7 Q. I thought in March of 2003, he said that you were 8 the shooter? 9 A. March 2003? 10 Q. Yeah. 11 A. No. 12 Q. Okay. At any time, did Clark Lamar Williams say 13 you were the one who killed Omar Clark? 14 A. Yes. During trial, after he saw me in trial. 15 Q. Okay. And his name was Dude, his street name, 16 right? 17 A. Yes. 18 Q. Okay. So Dude lied, right? 19 A. Yes. 20 Q. Okay. Do you blame him at all for you being 21 convicted for murder? 22 MS. GELSONIMO: Objection. 23 A. I blame the police for having me there. Even 24 giving him the opportunity to lie on me. 25 At the end of the day, I just -- I blame the	Page 183
1 A. Yes. 2 Q. Okay. So you have this lawsuit and that lawsuit. 3 Are you involved in any other lawsuits currently? 4 A. No. 5 Q. Okay. Are you aware of any other lawsuits you've 6 been involved in at any time other than these two 7 lawsuits? 8 A. No. 9 Q. Okay. 10 MS. GELSONIMO: For the record, that lawsuit 11 is technically over. He was declared a wrongfully 12 convicted person. 13 MR. PUIN: Right. I saw that on July 27th. 14 I mean, it's not technically over. -- 15 MS. GELSONIMO: This part of it is, though. 16 I mean, yeah, there's an appeal process that can happen. 17 MR. PUIN: Okay. 18 MS. GELSONIMO: But the case has been closed 19 at this point. 20 Q. All right. So again, these are just follow-up 21 questions, so it's not as organized as I would like, I 22 apologize. It's based on your earlier testimony. 23 All right. So this is 100 percent on the police, 24 in your opinion, not on Cordell, it's not on you? 25 What about Clark Lamar Williams?	Page 182	1 roots of the situation. Because I wasn't there. I 2 wasn't involved. I was somewhere totally different. 3 And that's just how I feel. Like, they could 4 have put a stop to it before I even got arrested. And 5 been, like, "He don't match the description." 6 And I wouldn't have never been involved to get 7 lied on or to lie myself. I wouldn't have even been 8 there. 9 Q. So where the fault lies in this case, in your 10 opinion, is in that you were named as a suspect in the 11 first place? 12 A. Yes. 13 Q. Okay. So your violation of constitutional rights 14 arises out of you being fingered as a suspect? 15 A. Yes. By Eugene Jones. 16 MS. GELSONIMO: Objection to that question. 17 THE WITNESS: Oh. 18 MS. GELSONIMO: But your answer can stand. 19 MR. PUIN: Yeah. Let's just -- let's just 20 read that back so it's clear for the record, the 21 question and answer. 22 ----- 23 (Thereupon, the requested portion of the 24 record was read by the court reporter.) 25 -----	Page 184

<p>1 MR. PUIN: Okay. Are you withdrawing that 2 objection? Just so the record is clear. 3 MS. GELSONIMO: No. I'll keep that 4 objection on the record. 5 Just give me a chance to object before you 6 answer. 7 THE WITNESS: Okay. 8 Q. Okay. And I think you said at a couple of points 9 you were under the influence or overly buzzed. In this 10 these pictures at St. Aloysius, you look a little 11 wasted. 12 And it's fair to say you probably were, right? 13 A. (Indicating.) 14 Q. You were pretty trashed at that point from weed 15 and alcohol, right? 16 A. Yes. 17 Q. Okay. Is part of your feeling that what you told 18 on the stand wasn't that significant about him being 19 with you, like, Cordell, is part of that because you 20 were still -- you knew you were so trashed that it's 21 like... 22 A. I knew I didn't commit a murder. I wasn't that 23 trashed. 24 Q. Okay. Okay. So you're saying you might have 25 been extremely intoxicated, but you were aware enough to</p>	Page 185	<p>1 on any prescription medication? 2 A. High blood pressure medicine and medicine for my 3 stomach. 4 Q. Okay. Have you ever taken any antianxiety, 5 antidepressant medication? 6 A. No. 7 Q. Okay. And you haven't taken any drugs or alcohol 8 or anything that would impair your memory or ability to 9 testify truthfully today, correct? 10 A. No. 11 Q. Correct? 12 A. Correct. 13 Q. Okay. And were you ever diagnosed with a 14 substance abuse disorder? 15 A. No. 16 Q. In prison or any other time? 17 A. No. 18 Q. Okay. Attorney Calderone asked you about how you 19 got the cellphone in prison. 20 It was my understanding that you also were 21 disciplined for possession of drugs in prison? 22 A. Yes. 23 Q. Okay. And how did you get the drugs? 24 A. I bought them. 25 Q. From another prisoner?</p>	Page 187
<p>1 know what was going on? You weren't, like, in a 2 blackout state or something? 3 MS. GELSONIMO: Objection. 4 Q. Did you ever black out that night at all? 5 A. Not to my knowledge -- no. 6 Q. Okay. Have you had blackout episodes from 7 drinking and drugs? 8 A. No. I don't get that drunk. 9 Q. Okay. All right. I have some random follow-up 10 questions that, you know, get asked in every case of 11 every witness. The lawyers in this room do this a lot, 12 right? It's our job. You as the witness are not in the 13 situation a lot. You look on it, maybe different way 14 than we do. But I just want you to know it's not 15 personal. We ask everybody the same thing. 16 But I just have to ask you some questions for the 17 record and about your background, et cetera, okay? 18 A. Yes. 19 Q. So were you ever in DH? 20 A. No. 21 Q. Okay. In addition, beyond the period in which 22 you were incarcerated for the murder of Omar Clark, were 23 you ever incarcerated any other time? 24 A. No. 25 Q. Okay. Are you, currently, as you sit here today,</p>	Page 186	<p>1 A. Yes. 2 Q. Okay. Did any of the guards with whom you had 3 relationships ever smuggle anything in to you in prison? 4 A. No. 5 Q. Okay. And when you said earlier that you were 6 dealing drugs in high school, what drugs were you 7 dealing? 8 A. Marijuana and crack. 9 Q. Okay. And since you've been exonerated, you've 10 been staying out of trouble? 11 A. Yes. 12 Q. Okay. You haven't dealt marijuana or crack? 13 A. No. 14 Q. You have no intention of dealing marijuana or 15 crack? 16 A. No. 17 Q. Okay. And I believe you said earlier you were 18 convicted for concealed carry violation? 19 A. Yes. 20 Q. I'm not sure what the law is surrounding that. 21 But basically you had a gun without a permit? 22 A. Yeah. I was in a car that had a gun in it, and I 23 was the one who's driving so... 24 Q. Okay. Was it your gun? 25 A. No.</p>	Page 188

<p>1 Q. Okay. Do you know whose it was?</p> <p>2 A. Yes.</p> <p>3 Q. Okay. Whose was it?</p> <p>4 A. I don't...</p> <p>5 Q. You know the guy, you just don't want to say his</p> <p>6 name?</p> <p>7 A. Yes.</p> <p>8 Q. Was anybody involved in this case?</p> <p>9 A. No.</p> <p>10 Q. Okay.</p> <p>11 A. No.</p> <p>12 Q. Other than that one meeting with Russell Todd</p> <p>13 where he came down to Lucasville to talk to you and give</p> <p>14 you, you know, that suggestion that you take this deal</p> <p>15 to get out of there, have you ever talked to him before</p> <p>16 or after that?</p> <p>17 A. No.</p> <p>18 Q. You saw him at trial, right, or when you had your</p> <p>19 hearing to get exonerated, you saw him?</p> <p>20 A. Yes.</p> <p>21 Q. But you didn't really, like, talk to him</p> <p>22 personally?</p> <p>23 A. No.</p> <p>24 Q. Have you ever talked to him since being released?</p> <p>25 A. Once or twice. I think, like, twice.</p>	Page 189	<p>1 were in prison, which was how long? 15 years? 16</p> <p>2 years?</p> <p>3 A. Yeah. Fifteen.</p> <p>4 Q. Okay. That whole time, is your damages --</p> <p>5 MR. CALDERONE: Objection.</p> <p>6 A. Yes.</p> <p>7 Q. -- at least --</p> <p>8 Okay. Now, the fact that you had to plead to</p> <p>9 perjury and obstruction and accept a sentence of</p> <p>10 10 years, does that have any bearing on your view of</p> <p>11 your damages?</p> <p>12 A. No.</p> <p>13 Q. Okay. And that's because you think that the</p> <p>14 10-year sentence is unfair for the perjury and the</p> <p>15 obstruction?</p> <p>16 A. Yes.</p> <p>17 Q. Okay. Now, we talked earlier. And, you know,</p> <p>18 sincerely, congratulations on all of your blessings</p> <p>19 since you were released. We talked earlier about all</p> <p>20 those blessings. Like, I know, like, you know, life is</p> <p>21 not all about that. There's also negative things and</p> <p>22 maybe some negative things that you blame the City and</p> <p>23 the police for since you were released, right?</p> <p>24 What would you say are some of the negative</p> <p>25 things that happen in your life or damages that caused</p>	Page 191
<p>1 Q. And what -- tell us about those conversations.</p> <p>2 He called you? You called him?</p> <p>3 A. No. He was at the same -- I went to go see a</p> <p>4 fellow brother of mine getting exonerated from the CIU</p> <p>5 and he was there. We had a conversation and he asked</p> <p>6 what I had going on, what I was up to.</p> <p>7 And I had a radio interview, I think. Or I had a</p> <p>8 speaking engagement somewhere else and he was there.</p> <p>9 And we spoke for a brief second.</p> <p>10 Q. Okay. I apologize if this has been asked and</p> <p>11 answered. I don't remember. I think I'd asked you</p> <p>12 this.</p> <p>13 Cordell at no point ever asked you to cover for</p> <p>14 him, right?</p> <p>15 A. No.</p> <p>16 Q. Now, again, this is one of those questions we</p> <p>17 have to ask everybody, and I apologize. And then I want</p> <p>18 to ask about your damages in this case.</p> <p>19 But were you ever told at school or by your</p> <p>20 doctor that you had a learning disability?</p> <p>21 A. No.</p> <p>22 Q. Were you able to read and write in 2002?</p> <p>23 A. Yes.</p> <p>24 Q. Okay. Okay. So in terms of your damages from</p> <p>25 this case, are you saying that the whole time that you</p>	Page 190	<p>1 by what happened in this case?</p> <p>2 A. It's just -- it's countless. Just my</p> <p>3 relationship -- like the most impactful is, like, my</p> <p>4 relationship with my kids. You know, my daughters, they</p> <p>5 was 6 -- they was 6, 3, 2, and I had a newborn. I had a</p> <p>6 newborn that was just born in December before I went to</p> <p>7 prison.</p> <p>8 And, you know, I was an active father. I stayed</p> <p>9 in the house with my kids. I watched them while my</p> <p>10 kid's mother went to work. I kept them the whole day</p> <p>11 while she went to work. And I spent time with them,</p> <p>12 took them to events and things like that.</p> <p>13 And when I went to prison, it just -- you know</p> <p>14 what I'm saying? It tore our bond apart. I couldn't be</p> <p>15 there physically. And now that I'm here, the 15-year</p> <p>16 gap has, like, took a toll in our relationships.</p> <p>17 Like, I have -- I discovered I had twin daughters</p> <p>18 three years into me being in prison. So I met them in</p> <p>19 prison. And they grew up knowing me in prison.</p> <p>20 And so since I've been home, it's just like --</p> <p>21 it's been hell trying to get that father-daughter bond</p> <p>22 with most of them. Out of six of them, right now,</p> <p>23 today, like, I'm only in communication with, like, three</p> <p>24 of them because we just can't click.</p> <p>25 And it's, like -- they resent me for not being</p>	Page 192

<p>1 there. Some of my kids, everything they went through 2 those 15 years that I was gone, they hold me accountable 3 for it. So they hold a heavy burden and resentment 4 towards because I wasn't there.</p> <p>5 I wasn't there to protect them or be there for 6 them, things in that nature. You know what I'm saying?</p> <p>7 I experienced, like, deaths that I can't -- 8 people that I can't see again. You know what I'm 9 saying?</p> <p>10 And my health ain't been right. Like, being -- 11 something in prison, like, it did something -- I don't 12 know if it's stress. The doctors said that it is 13 stress, but I had continuous stomach pain, stomach 14 issues, even while I was in prison. It's in my medical 15 jacket. Like, I stayed going to -- either my blood 16 pressure or my stomach. The whole time I was in prison, 17 blood pressure and my stomach, and it's still affecting 18 me right now, to this day.</p> <p>19 It's just like my whole -- my attitude and my 20 view on life is so different. I had these moments of 21 where I'm back in there. And it's, like, I don't even 22 be knowing, you know what I'm saying?</p> <p>23 I have a temper, you know what I'm saying?</p> <p>24 To be honest, like, I have a drinking problem. I 25 drink more than I ever did, you know what I'm saying,</p>	Page 193	<p>1 affects my marriage and, you know what I'm saying? 2 Like, things that I can't get back, that I can't restore 3 because I don't know how.</p> <p>4 Because it's already been took away from me. I 5 can't get it back.</p> <p>6 And, like -- I'm just -- I deal with it every 7 single day. Like, even though I've been home for three 8 years, I've been exonerated. But I deal with it every 9 single day. Like, nonstop. My wife deals with it every 10 day. My kids deal with it.</p> <p>11 You know what I'm saying? It's, like, it just be 12 on you.</p> <p>13 It's like, I don't think -- I think me going 14 through that trauma, like -- it's like, I can't escape 15 it.</p> <p>16 And it's, like -- so it hinders me -- it hinders 17 me a lot because I'm isolated, I'm standoff -- I don't 18 want to deal with people sometimes. Like, I'm moody.</p> <p>19 And I wasn't like this before prison. And it's 20 like, it makes you numb. Prison makes you numb, because 21 you have to condition yourself to be a certain kind of 22 person in there so that you don't be a certain kind of 23 person in there.</p> <p>24 You know what I'm saying? You don't want to be 25 weak in there so you have to create this hard-core</p>	Page 195
<p>1 sometimes. And like, just to escape the things.</p> <p>2 That I can't deal with my kids is the biggest 3 burden ever for me. For me not having them in my life 4 and not being able to communicate with them. And it's, 5 like, since I've been home, I've been trying to be a 6 father as best I could. And it's, like, it's hard 7 because I got all these girls. And I'm used to being 8 around one of these grown, hard, bearing men for 9 15 years. And I come home for these soft, cute, girls.</p> <p>10 But my experience is so aggressive because that's 11 all I've been around in these places I've been in, you 12 know what I'm saying?</p> <p>13 And I did my last the two and a half years in 14 Lucasville. And it's, like -- it's the worst 15 environment ever. Like it's just -- it takes a toll on 16 your mental. And you come out here, and you try to get 17 back on track. But it's just hard.</p> <p>18 I don't want to work for nobody because, like, 19 there was a time where I didn't have anything. I 20 couldn't provide for my family because my mental is, I 21 don't want to work for nobody. And my T-shirt company, 22 my business wasn't taking off when I first started.</p> <p>23 So that, right there, was putting a hinder, you 24 know what I'm saying? It's like lot of things that I 25 experienced in there, I brought out here with me. It</p>	Page 194	<p>1 exterior. And then before you know it, it becomes 2 inside of you.</p> <p>3 Like, you try to be hard outside so much to where 4 your heart becomes hard. And it's, like, I'm numb to, 5 like, death. I lost family members since I've been 6 home. It's, like, I ain't shed a tear. It's like, I 7 don't even know why. I can't even -- it was, like, I 8 spent all those years of being numb to certain things.</p> <p>9 Because I couldn't show emotions. I couldn't -- 10 you can't grieve in prison. Like, it's just certain 11 things you can't do in there. And I brought it out here 12 with me.</p> <p>13 And then it's, like, even when I came home, it 14 was just -- like, that stuff with Russell Todd leaving 15 me in there and the judge telling me like I put myself 16 in there. And it was, like, just gave me all the blame.</p> <p>17 Like, never, not once did this court system or 18 the City or prosecutor, no one never, not once said, "We 19 apologize. We made a mistake. We got it wrong."</p> <p>20 It always been about me committing perjury on the 21 stand. That's been the bulk of everything since I've 22 been home. While I was in prison, it was like -- nobody 23 never said like, "Oh, we apologize. Our officers got it 24 wrong with the description."</p> <p>25 Or even after these men came forward and said</p>	Page 196

1 that they lied on the stand. Nobody gave Clark Williams 2 perjury charge. You see what I'm saying?	1 THE VIDEOGRAPHER: We are back on the 2 record. This is the beginning of media seven. The time 3 is now 1:43:59. On the record.
3 I have to deal with that, like, nobody went and 4 got Larry Braxton and was like, "Hey, man, you lied on 5 that man. He did 15 years, so you get charged."	4 BY MR. PUIN:
6 But here I am telling me that you left me in 7 prison because I lied on the stand and I got to take 8 10 years that I did for something I didn't do, I take 9 that and own up to it.	5 Q. Mr. Sailor, thank you for being honest with us 6 and describing how you've been affected by your 7 conviction.
10 And like, it isn't even about the money. I don't 11 even -- it ain't about that. It's just about, like, 12 right from wrong.	8 We took a little break. Did you have anything 9 you wanted to add about your damages or how it affected 10 your life?
13 Like, somebody had -- if you want me to be held 14 accountable for my actions, I feel like why can't 15 everybody involved in this case can't be held 16 accountable for their actions?	11 A. Man, just I can't sleep. Like, I -- I probably 12 average this be, like, four hours, five or six on a good 13 night. But maybe three or four hours of sleep. If I go 14 to bed too early, I get up at 2:00 in the morning and 15 can't sleep again until that next night.
17 Umar Clark is the victim's brother, that man lost 18 a brother. He had enough heart to come forward and be 19 like, "Man, that dude is innocent."	16 And it's just -- I constantly want -- it's, like, 17 affecting the people around me and my marriage because 18 I've been inside for so long. Like, now that I'm free, 19 it's like, I want to be free. But I'm married, I'm a 20 father, you know what I'm saying? So it's like, I can't 21 just pick up and go when I want to.
22 It took him 10 years, but he still came around 23 and he was like, "Man, I apologize. I know you didn't 24 do it. I was wrong."	22 And so, you know what I'm saying? It causes a 23 problem within my household because it's, like, I have 24 to be outside.
25 Nobody. Not no cops, not Eugene Jones.	25 When it becomes nighttime, I want to go out.
My mother told Eugene Jones during trial, like, "You know my son didn't do that."	Page 200 1 Like, I don't want to be in the house because my nights 2 ended for so long at 9:00 or 10:00 o'clock at night.
And he told her, like, he told my mother, like, "Yeah. I know. But it's too late now. There's nothing 3 that can be done about it."	3 It's like, now I'm free. It's like, I want to be 4 outside at 9:00 or 10:00 o'clock at night. But I got a 5 wife and she's like, "You can't just be outside every 6 night."
Like, I don't know. I deal with a lot. I deal 5 with a lot. And it's like, I have so many people 6 depending on me out here, my kids, my wife, my family. 7 Like, I came from being in prison, from me depending on 8 all of them to help me get out. So now that I'm here, 9 they all look up to me, like, I'm the head of the family 10 and I'm supposed to...	7 But she don't understand because she hasn't been 8 where I've been at. But, you know what I'm saying? 9 She's my biggest supporter. And she be there with me 10 and she push through it.
So I carry all that burden. And I carry all 12 these people that I met in prison, 15 years, six 13 prisons, I get like 10 jail calls a day. Every day, 14 guys that got life. And I wear all of this -- I just 15 carry all of it, man.	11 But it's like I know that's affecting her and 12 affecting my kids. And it's, like, I have no control 13 over it.
THE WITNESS: I need a minute.	14 And it's like, when I feel like I'm forced to be 15 inside, I'm grumpy. So it's like, "All right. You can 16 go outside." Like, "If I'm keeping you inside, you're 17 going to be grumpy and be mean and be hostile."
Can we take a break?	18 And it's like, I don't know when I be 19 overaggressive when I talk or when I say certain things 20 or how I respond to certain situations. And I'm like, 21 -- my wife can be like, "Take out the garbage."
MS. GELSONIMO: Yeah.	22 And I might -- I instantly just snap back to 23 Lucasville and the CO telling me to do something that I 24 got no business -- telling me to do something, you know 25 what I'm saying? It was like for a split second, I'm
Can we take a break?	
THE VIDEOGRAPHER: Okay. We're going to go 21 off the record. This will be the end of media six. The 22 time is now 1:39:49. We're off the record.	
- - - -	
(Off the record.)	
- - - -	

<p>1 like, "Who are you talking to?" Or I responded to her 2 and she's like, "I just asked you to take the garbage 3 out."</p> <p>4 And I was like, "My bad, I apologize."</p> <p>5 But in that moment, I won't be normal if I -- 6 it's just -- I don't know. It's hard, like -- it's hard 7 to go through all those years of just knowing you're 8 innocent and then you got people in there like the 9 staff, the people just telling you that you're not 10 innocent. You're not going home. You're not getting 11 out of there. Everybody's innocent in here. I sound 12 crazy.</p> <p>13 It was like to the point where they almost get 14 you to believe you're supposed to be in there, if you 15 let them get in. But I was just one of the ones that 16 was fortunate enough when I first went in to block all 17 that type of stuff out.</p> <p>18 But not saying it didn't affect me. I just don't 19 let it -- I don't show it as much. And it's, like -- 20 it's just a lot. It's just a lot of stuff that I 21 just -- I can't even name it all right now, for real, to 22 be honest with you.</p> <p>23 But me and my kids' relationship. Like it's 24 something I just -- I can't get back. You know what I'm 25 saying? Like, I missed everything. Like, I left when</p>	<p>Page 201</p> <p>1 from, like, childhood, growing up. And we got in 2 contact with each other probably, like, 10 years into my 3 sentence, we had got in contact.</p> <p>4 And she was just my guardian angel, I guess. 5 Because she came in and was like, you know, like, 6 "What's the steps to be took to get you out of prison?" 7 And it was like nobody had ever -- outside of my family, 8 nobody really cared to ask me that.</p> <p>9 And so she e-mailed people, wrote people, 10 harassed the prosecutor's office and had rallies 11 downtown at the courthouse, her and my family.</p> <p>12 Q. And again, thank you for being honest about how 13 this has affected you. We ask everybody again in every 14 case so nothing personal.</p> <p>15 But have you sought any counseling or mental 16 health counseling, physician treatment for what you've 17 suffered as a result of this case?</p> <p>18 A. Yes. I've been to three specialists for my 19 stomach. And as far as counseling, the OIP provided us 20 with -- we have like these group meetings every week 21 with the name -- a doctor named Donna 22 Merrison[spelling]. And we have a -- me and other 23 exonerated individuals, we have, like, a group therapy. 24 I've been to PTSD retreats, things like that, 25 post-traumatic stress. I don't -- but right now, I'm</p>
<p>1 they was babies and I came home to them graduating high 2 school.</p> <p>3 In the sense, put it, like, I missed their whole 4 entire school life. From kids to high school, like, I 5 missed it.</p> <p>6 I came home just in the nick of time to see my 7 daughter graduate high school. And I had been telling 8 her my whole time in prison, like, man, I'll be there. 9 Like, I'll be there.</p> <p>10 And I ain't have a clue. But I just told her, 11 like, "Make sure that you stay good, do good in school, 12 and I'll get there to see you graduate. I'll take you 13 to prom."</p> <p>14 I got out in March and she went to the prom in 15 April. And graduated. I was there to see that.</p> <p>16 You know what I'm saying? It was like I was 17 blessed but I missed so much, like, I missed everything, 18 like.</p> <p>19 Q. So Amy -- your wife, Amy Gangloff, she's also Amy 20 Spence; is that right?</p> <p>21 A. Yeah. That was -- she was married before we got 22 married. Spence was her marriage name.</p> <p>23 Q. Okay. And how did you guys meet, briefly?</p> <p>24 A. We knew each other from before -- before I got 25 locked -- before I went to prison. We knew each other</p>	<p>Page 202</p> <p>1 looking for -- because it took me a long time to come to 2 grips that I had some issues. Like, when I first came 3 home, it was, like, you couldn't pay me to admit, like, 4 something was wrong with me or something was off. But 5 everybody around me was like, "He ain't how he was 6 before he left."</p> <p>7 And so it took them to keep telling me, like, 8 man, you need to talk to somebody."</p> <p>9 So now, right now, as we speak, I'm in the looks 10 for counseling or therapy or something like that.</p> <p>11 Q. Okay. But up until now, you haven't had that, 12 like, one-on-one counseling, you had the group --</p> <p>13 A. Yes.</p> <p>14 Q. -- session with the exonerated?</p> <p>15 A. Yes.</p> <p>16 Q. And you call that OIP?</p> <p>17 A. The Ohio Innocence Project who has it.</p> <p>18 Q. Okay. How often have you met -- had those group 19 sessions, like, how many group sessions have you had?</p> <p>20 A. I had quite a few, like -- probably, like, 30, 21 40, maybe 20, 30, 40.</p> <p>22 Q. And is there one person who -- one counselor or 23 one facilitator?</p> <p>24 A. It's Donna Merrison is the facilitator. But, 25 like, every group she brings in, like, different</p>

<p style="text-align: right;">Page 205</p> <p>1 doctors, different people that deal with PTSD, trauma, 2 things of that nature would be guests, you know, that 3 would Zoom with us.</p> <p>4 Q. And did -- the stomach problems, do you feel 5 those are caused by stress attributable to what you're 6 pleading in this case?</p> <p>7 A. Yes. Or something, because I didn't have it 8 before I went to prison.</p> <p>9 Q. And high blood pressure, too, you said?</p> <p>10 A. Yes.</p> <p>11 Q. Is there a family doctor you have that you've 12 been seeing for those problems?</p> <p>13 A. I went to a family -- my physician, Dr. Davis, 14 yes.</p> <p>15 Q. Okay. Do you know Dr. Davis's first name?</p> <p>16 A. No.</p> <p>17 Q. Okay. Is that a man or woman?</p> <p>18 A. A woman.</p> <p>19 Q. Okay. Is she affiliated with, like, Cleveland 20 Clinic, UH, anything like that, if you know?</p> <p>21 A. UH.</p> <p>22 Q. Okay. And do you know where you see her, where 23 you go in her office?</p> <p>24 A. I see her on Lakeshore, 305 and Lake Shore.</p> <p>25 Q. Okay. And is there like a name of the practice,</p>	<p>1 A. Yes.</p> <p>2 Q. Okay. Was it just, like, one of those six 3 facilities where you had that diagnosis or was it over 4 more than a period --</p> <p>5 A. The high blood pressure was everywhere. All of 6 it. And then my stomach -- it probably, pretty much, 7 was all of it. Because it always bothered me somehow.</p> <p>8 Q. Okay.</p> <p>9 A. I have to, like, keep Pepto-Bismol with me all 10 the time and stuff like that.</p> <p>11 MR. PUIN: Okay. If you could give me a 12 minute to check my notes. I'll make sure I'm not 13 missing any of the follow-up questions.</p> <p>14 So if we can go off the record. Thank you.</p> <p>15 THE VIDEOGRAPHER: We're going to go off the 16 record. This is --</p> <p>17 MR. CALDERONE: Oh, before we go off the 18 record, while you are doing that, can I mark some 19 exhibits --</p> <p>20 MR. PUIN: Yeah.</p> <p>21 MR. CALDERONE: -- to show him while we're 22 on the record?</p> <p>23 MR. PUIN: Yeah.</p> <p>24 FURTHER EXAMINATION OF RU-EL SAILOR 25 BY MR. CALDERONE:</p>
<p style="text-align: right;">Page 206</p> <p>1 if you know?</p> <p>2 A. Not off the hand.</p> <p>3 Q. Okay. So Dr. Davis is at 305 in Lakeshore?</p> <p>4 A. Yes.</p> <p>5 Q. Okay. And she would have records about both the 6 stomach problems and the high blood pressure?</p> <p>7 A. Yes.</p> <p>8 Q. Okay. And were you ever diagnosed with either of 9 those in prison?</p> <p>10 A. With blood pressure?</p> <p>11 Q. Yes.</p> <p>12 A. Yes.</p> <p>13 Q. Oh, you had been? Okay.</p> <p>14 A. Yes. The whole entire -- yeah.</p> <p>15 Q. It was, like, by doctors that helped out the 16 prisoners?</p> <p>17 A. Yes.</p> <p>18 Q. Okay. And about the stomach, was that also in 19 prison?</p> <p>20 A. Yes.</p> <p>21 Q. And again, the doctors?</p> <p>22 A. Yeah.</p> <p>23 Q. Okay. So, like, a medical unit associated with 24 Ohio Bureau of Prisoners would probably have your 25 medical records?</p>	<p>1 Q. Mr. Sailor, I'm just going to show you some 2 documents here to confirm if you've seen them before.</p> <p>3 I'm going to give you a document that's been 4 previously marked -- that I am marking as Defendant's 5 Exhibit F.</p> <p>6 - - - -</p> <p>7 (Thereupon, Plaintiffs' Exhibit F was marked 8 for purposes of identification.)</p> <p>9 - - - -</p> <p>10 Q. And I'll represent to you this is -- appears to 11 be an affidavit of Lamar Williams -- I'm sorry, Clark 12 Lamar Williams, that was filed by your attorneys to help 13 try to get you released.</p> <p>14 Have you seen this document before?</p> <p>15 A. Yes.</p> <p>16 Q. And have you seen Mr. Williams' signature before?</p> <p>17 Are you able to verify whether or not that is or is not 18 his signature on the last page?</p> <p>19 THE WITNESS: I'm sorry?</p> <p>20 MS. GELSONIMO: If you know, go ahead and 21 answer.</p> <p>22 A. No. I don't know.</p> <p>23 Q. You don't know?</p> <p>24 A. No.</p> <p>25 Q. Okay. I'm showing you a document I marked as</p>

<p>1 Exhibit G.</p> <p>2 - - - -</p> <p>3 (Thereupon, Defendant's Exhibit G was marked</p> <p>4 for purposes of identification.)</p> <p>5 - - - -</p> <p>6 Q. I'll represent to you this is an affidavit of</p> <p>7 William Sizemore that I think your attorneys filed to</p> <p>8 help get you released from prison.</p> <p>9 A. Yes.</p> <p>10 Q. Have you seen that document before?</p> <p>11 A. Yes.</p> <p>12 - - - -</p> <p>13 (Thereupon, Defendant's Exhibit H was marked</p> <p>14 for purposes of identification.)</p> <p>15 - - - -</p> <p>16 Q. Showing you a document that has been marked as</p> <p>17 Exhibit H. And my understanding is this is a copy of</p> <p>18 the polygraph test report from Bill Evans who</p> <p>19 administered the polygraph test to you.</p> <p>20 Have you seen that document before?</p> <p>21 A. Yes.</p> <p>22 Q. As far as you know, is that a fair and accurate</p> <p>23 copy of the original report that was prepared for your</p> <p>24 polygraph test?</p> <p>25 A. Yes.</p>	Page 209	Page 211
<p>1 - - - -</p> <p>2 (Thereupon, Defendant's Exhibit I was marked</p> <p>3 for purposes of identification.)</p> <p>4 - - - -</p> <p>5 Q. I'm going to show you a document a marked as</p> <p>6 Exhibit I.</p> <p>7 Have you seen that document before?</p> <p>8 I'll represent to you that is a copy of the</p> <p>9 polygraph report from Bill Evans for the polygraph test</p> <p>10 that was given to Cordell Hubbard. And this document, I</p> <p>11 think, was submitted to, if not the Court, the</p> <p>12 Conviction Integrity Unit to help get you released from</p> <p>13 prison?</p> <p>14 A. Yes.</p> <p>15 Q. You've seen that document before?</p> <p>16 A. Yes.</p> <p>17 Q. Okay.</p> <p>18 MR. CALDERONE: That's it for me.</p> <p>19 FURTHER EXAMINATION OF RU-EL SAILOR</p> <p>20 BY MR. PUIN:</p> <p>21 Q. Okay. Yeah. I just had one last follow-up</p> <p>22 question, Mr. Sailor. Thank you again for your time</p> <p>23 today and congratulations again on your exoneration.</p> <p>24 The question is your clothing line, Comma Club,</p> <p>25 where did you get the name "Comma Club"? What does that</p>	Page 210	Page 212
	1	1 name mean? 2 A. Create Opportunities and Making More 3 Achievements. 4 Q. Create opportunities -- 5 A. Create Opportunities and Making More 6 Achievements. 7 Q. Okay. Thank you. 8 And then your "My story ain't over" saying that's 9 on your shirt today, is that on all of the items you 10 make? 11 A. That's the mantra. 12 Q. Tell us, what does that mean to you? Why did you 13 pick that and what's the meaning of that? 14 A. Well, my overall look of it is like, our life is 15 our story. And so the comma come in that every day God 16 gives us puts a comma on the story. So comma means 17 continuation, overall. 18 So when I say "my story ain't over", it don't 19 mean just my story. It's whoever where the brand. 20 Your story is not over. Like, no matter where 21 you at right now. I was someone that was serving life 22 in prison. I was in a cell with just me and a roll of 23 tissue. And here I am now. So don't ever think that 24 your story is over because of where you are right now at 25 this moment of time.

1
2
3 C E R T I F I C A T E
45 I, Denise L. Kautzman, a Notary Public within and
6 for the State of Ohio, do hereby certify that I attended
7 the foregoing hearing in its entirety, that I wrote the
8 same in stenotypy, and that this is a true and correct
9 transcript of my stenotype notes.10 IN WITNESS WHEREOF, I have hereunto set my hand
11 and seal of office, at Cleveland, Ohio, this _____ day
12 of _____ A.D. 20____.13
14
15
16
17
18 Denise L. Kautzman, Notary Public, State of Ohio
19 1020 Ohio Savings Plaza, 1801 East 9th Street,
20 Cleveland, Ohio 44114

21 My commission expires November 29, 2021.

22
23
24
25

<u>WORD INDEX</u>			
<1>			
1 5:6			
1:00 98:24 104:11			
153:23			
1:20-CV-00660 1:11 5:9			
1:30 98:25			
1:39:49 198:22			
1:43:59 199:3			
1:57 212:9			
1:57:13 212:6			
10 1:23 124:16 155:18			
162:19, 23 178:15 191:10			
197:8, 20 198:13 203:2			
10:00 83:20 85:10			
111:14 200:2, 4			
10:18:51 57:25			
10:29:46 58:6			
10:30 85:10, 11			
100 2:13 170:18 172:19,			
20, 21 174:13, 17, 23			
182:23			
1020 213:19			
105 123:20 124:3 174:1			
105th 124:5			
106 2:22			
10th 5:4			
10-year 191:14			
11 5:5 178:15			
11:07:05 87:18			
11:08:38 87:24			
11:30 93:17, 21			
11:37:38 110:18			
11:38:13 110:24			
116th 19:17			
12:00 93:18 128:2			
12:11:12 128:8			
12:23 111:13			
12:27:04 140:6			
12:30 99:2, 19 168:9			
12:34:49 140:12			
12:40 93:12			
12:45 111:15			
13 11:4			
140th 70:1, 4 77:25			
141st 26:24			
149th 70:1 74:5, 7 76:14,			
19 77:3, 16, 18, 21			
15 10:25 34:22 65:23			
98:3 163:4, 8 174:6			
176:13 191:1 193:2			
194:9 197:5 198:12			
150th 6:14, 18, 21 7:10			
152nd 111:16			
15-year 192:15			
16 33:19 34:5, 22 191:1			
160 25:11			
16th 81:13, 19 82:17, 25			
89:4 91:6 92:3 98:8			
111:15 133:4			
17 139:6			
17th 81:14 90:25 98:8			
111:12, 15 121:3, 16			
133:4			
18 34:5 139:6			
1801 213:19			
185th 14:8			
1900 1:22 2:5			
1980 11:4			
<2>			
2 192:5			
2:00 104:14 154:4, 8			
199:14			
20 98:3 148:14 204:21			
213:12			
2002 9:3 15:25 16:4, 11			
18:5 25:8 28:19 30:19			
31:20, 23 32:18 82:17, 25			
91:2, 6 111:13, 15, 16			
145:6 146:3 155:1			
190:22			
2003 30:16 164:11 183:7,			
9			
2010 30:16 35:11 37:2			
2013 33:19 36:22 37:4			
2014 36:23 37:4 139:20			
2015 139:9, 11			
2016 34:5 139:24 169:14			
2017 139:7			
2018 14:14 34:5 132:7			
138:25 139:5 153:2			
2021 1:23 5:4 213:21			
207 4:4			
210 4:5			
211th 6:14 7:15			
216-241-1430 2:7			
216-644-2807 2:24			
216-659-6825 22:17			
220 25:4			
24 66:1, 2 67:3, 4, 6			
151:17			
24s 151:7			
25 21:13			
260th 61:15			
27 21:14			
27th 182:13			
29 7:10 213:21			
2nd 148:8			
<3>			
3 192:5			
30 12:25 56:16 148:9			
204:20, 21			
305 205:24 206:3			
330-670-7324 2:15			
35 12:9			
3737 2:13			
384 6:14, 18 7:15			
<4>			
40 204:21			
42 88:24			
44113 2:6			
44114 2:23 213:20			
44333 2:14			
4482 11:7			
4U2B 63:1, 2, 3 64:20			
85:18, 19 86:2, 6 93:7, 18,			
23 94:3, 23 95:1, 3, 5, 12,			
14, 17, 20, 23 96:2, 6 97:2,			
3, 8, 13, 16, 19 98:1, 12, 18,			
22 99:4, 15, 19, 22 100:3,			
6, 8, 10, 17, 20, 25 101:6, 9			
102:16 106:2 108:10			
109:16 112:10 113:8, 21			
114:2 117:16 120:24			
125:14 127:4, 17, 21			
133:25 135:12 158:10, 22			
<5>			
5:00 92:4			
50 1:21 2:5			
50,000 21:3			
589 14:8, 9			
59 20:6			
<6>			
6 192:5			
6:00 92:5			
601 2:22			
<8>			
8:00 83:9			
829 6:14, 21 70:1			
<9>			
9:00 83:9, 20 200:2, 4			
9:11 1:22			
9:11:58 5:5			
9th 213:19			
<A>			
A.D 213:12			
a.m 1:22 93:12 99:2, 20			
111:13, 15			
ability 171:4 187:8			
able 9:14 15:6, 8, 24			
17:9 23:23 28:15 98:9			
190:22 194:4 208:17			
abuse 132:1 187:14			
accept 191:9			
acceptable 9:11			
accepted 71:11			
access 23:14			
accessories 19:8			
account 22:20 23:7			
113:12			
accountability 162:16			
accountable 193:2			
197:14, 16			
accurate 209:22			
Achievements 211:3, 6			
acquaintance 31:3 41:25			
54:13			
acquaintances 27:18, 19			
acquired 38:3 47:18			
act 103:12			
action 162:17			
actions 143:14 197:14, 16			
active 35:7 192:8			
actual 177:19			
add 199:9			
addition 146:15 186:21			
additional 120:12			
address 6:7, 13, 22 7:10,			
15 11:15 19:18 117:4, 5,			
24 118:16, 17 119:2, 3			
128:22 144:8			
addressed 176:4			
addresses 6:19			
administered 209:19			
admissions 138:6			
admit 204:3			
admitted 138:17 164:11			
admitting 137:21			
adults 13:14			
affect 201:18			
Affidavit 4:14, 15 55:5			
60:5 137:20 138:1 139:4,			
24 208:11 209:6			
affidavits 139:19			
affiliated 205:19			
afternoon 92:5			
age 5:25			
ages 12:11			
aggressive 76:25 194:10			
ago 13:19 39:5 135:9			
agree 46:12 138:5, 10, 24			
139:3 146:22 150:1			
agreed 59:1			
Ah 14:7			
ahead 85:16 102:6			
168:23 208:20			
ain't 20:2 53:2 66:23			
125:6 148:5 162:14			
165:12 179:15 193:10			
196:6 197:11 202:10			
204:5 211:8, 18			
Akron 2:14 16:21			
al 1:13 5:7			
alcohol 91:19 103:15			
185:15 187:7			
alerted 121:7			
Alibi 4:11 40:6 51:25			
55:23, 24 106:13, 22, 25			

111:4, 10, 23 112:2, 6, 9,
13, 17, 20 113:2, 11 114:6
115:12 116:17 120:9
125:8, 21 126:1, 9, 13, 16,
20 135:1, 25 139:19, 24
144:14 161:18

Alibi.....110
4:12

Alibi.....106 4:8

alive 11:12

allege 146:15

alleged 111:11, 12 174:4

allowed 17:6 64:21

Alltel 23:6

Aloysius 89:8, 9 90:24
100:1, 18 101:22 102:1
103:4, 6, 18, 20 104:3, 12,
16, 18, 23 105:1, 3, 8
107:20 108:11 109:3, 17
117:16 120:24 125:16
157:5 158:1, 2, 4, 7, 8
185:10

Al's 156:25 157:6 158:23

Amended 4:11, 13 112:2
116:7

Amish 81:22

amount 148:12

Amy 7:19 10:8, 10 13:19
202:19

Amy's 10:14, 19, 20

and/or 1:23 113:8

Andrew 68:18

angel 203:4

answer 9:9, 16, 22 38:11
45:21 148:15 151:23, 24
163:22 171:3 172:5
184:18, 21 185:6 208:21

answered 149:16 150:19
159:15 170:25 171:11
190:11

answers 9:11

Anthony 20:2 22:10
58:9, 16 59:11 83:6
98:20 99:24 100:5
114:20 118:13 126:16
144:15

Anthony's 118:17

antianxiety 187:4

antidepressant 187:5

anybody 93:25 94:2
137:10 158:14 159:13
174:1 189:8

anyway 129:23

anyways 38:16

apart 180:10 192:14

apologize 37:12 182:22
190:10, 17 196:19, 23
197:21 201:4

apologized 43:3, 6 45:2

apologizing 43:4

appeal 37:21 38:17
182:6
appeals 39:1 167:2
appear 128:17
APPEARANCE 3:1
APPEARANCES 2:1
appears 111:22 208:10
applications 21:16
applied 15:19
appreciate 179:6
approach 125:8
approached 44:25
appropriate 180:23
Approximately 25:2
29:11 30:14 33:18 34:4
36:22 81:24 83:18 92:17
93:21 99:2, 19 104:6, 25
105:25 111:13 139:5, 9
approximation 20:19 21:1
April 148:8 202:15
area 50:19 73:18
arguments 101:2
arises 184:14
arm-in-arm 150:9
arrest 15:25 16:3, 11
18:4 25:9 27:14, 15
31:23 42:12 48:15 51:11
64:23 68:9, 22 76:5
79:15 81:2, 5 131:12
145:9
arrested 23:1 30:20
31:20 32:18 41:22 43:18
48:1 49:3, 7 51:4, 9 54:5,
12, 16 58:9, 11 63:20, 22
64:1, 8, 24 65:16 67:22,
23 68:5, 6 70:11 76:11
78:11 79:13, 20 80:12, 15,
19, 25 109:22 121:9, 10,
17, 19 122:3, 4, 12, 13, 16,
22 123:3, 11, 13, 15, 18, 19,
21, 22, 23 124:11, 18, 21
126:4, 23, 24 127:16
129:18, 24 130:2, 4
131:17, 22 132:8, 15, 20
135:15 140:18 145:22
146:3 148:8 159:23
165:4 184:4
arresting 79:25
arrests 65:12 79:24
arrived 84:25 85:8
91:21 92:12 94:25 99:3
arriving 85:12 91:5, 18
97:2
asked 35:15 44:6 50:4
53:1, 12, 15, 20 54:4 55:4,
15 57:12 99:24 100:5
101:12 125:20 126:1, 9,
13, 16, 20 129:14, 21
132:12 135:5 140:14
149:15 150:18 159:15
161:7 170:24 171:10
178:13, 15, 20 186:10
187:18 190:5, 10, 11, 13
201:2
asking 9:21 35:13 39:5,
25 45:6, 22 59:3 125:24
154:9 160:11 174:7
178:24 180:22
asks 53:8
assault 75:16, 23 76:23
131:25
assaulted 132:17
assets 19:10
assist 44:15
assistance 138:14
Assistant 5:20 152:20, 25
assisting 56:22
associated 206:23
Atlanta 24:2, 8
attempt 122:16
attend 24:11 128:20
166:6
attended 16:15 24:13
213:6
attending 16:12
attitude 193:19
attorney 37:7, 9, 17 38:2
39:3 46:24 50:25 109:24
111:5, 20 115:14, 15
116:10 128:19 131:3, 7
158:6 162:20 164:1
174:7 187:18
attorney-client 37:23
attorneys 37:20 38:15
47:15, 17 137:17 208:12
209:7
attributable 205:5
August 1:23 5:4
authority 181:8
automatic 164:8
Avenue 2:22 57:6
average 199:12
aware 47:2, 5 99:16
110:2 113:6, 15 121:19
136:6 137:10 141:4
144:2 180:5 181:3, 8, 14
182:5 185:25

< B >

babies 165:22 202:1
baby 148:13 153:10
178:15
back 9:2 15:25 16:3, 11
17:1, 4 18:4, 15 19:7
22:25 25:8 27:14 28:10
30:19 31:20, 23 32:18
41:22 42:11 49:7 54:5,
11, 16 56:1 58:4, 9 75:2
78:19, 21 80:1 83:8, 14
86:10 87:7, 22 106:14
110:22 117:6 118:17
119:3 128:6 140:10
145:5, 15 155:1, 2 158:22,
23 159:1 160:24 167:1
172:24 184:20 193:21
194:17 195:2, 5 199:1
200:22 201:24
background 9:2 186:17
bad 201:4
bag 79:5
bar 50:17 52:14 60:10,
12, 14 61:6, 7 62:20 84:5
85:4, 20 86:8 93:7, 23
94:3, 15 95:5, 12, 14, 17,
20, 24 96:2, 6 97:8, 13, 16,
19 98:1, 12, 22 99:4, 15,
22 100:10, 17, 20, 25
101:7, 10 102:16 106:2, 4
107:15 113:7, 8, 21
117:15, 16 118:1 127:4,
17 133:11, 15 147:22, 25
148:23 149:13 150:12
bars 59:23 64:22 133:8
134:17 135:19
bartender 60:19 106:23
117:20
bartenders 86:11
base 152:23
based 36:20 168:18
170:21 180:16 182:22
basically 44:6 46:13
72:16 129:9 130:6
143:17 167:12 176:10
177:8 178:17 188:21
bathroom 161:10, 11
bear 142:20
bearing 153:20 167:23
171:7, 24 191:10 194:8
bears 140:25 141:11, 18,
20 142:5, 8
beat 85:4
bed 199:14
began 110:2 115:8 136:3
150:11
beginning 5:5 51:22
58:5 87:23 106:16
110:23 128:7 140:11
174:18 199:2
behalf 2:2, 10, 17 5:16
43:24 44:2 49:24 64:17
67:20 110:3 111:11
114:13, 16 115:5, 9 126:1,
13, 16, 20 133:1
believe 89:13 90:21
93:11 99:3, 18 124:11
133:7, 11, 14 136:15
140:21 144:2, 9, 22 145:1,
20 147:25 148:1 149:12
159:2 173:11 174:23

176:19 177:1 180:3	borrowed 108:8	CALDERONE 2:11 5:18	caused 35:9 191:25
188:17 201:14	bothered 207:7	6:3 38:14 41:9 57:22	205:5
Belvedere 91:24	bottle 91:23	58:7 82:6, 9 87:12, 14, 25	causes 199:22
Benjamin 60:12, 14	bought 152:5, 8 187:24	110:14, 25 112:24 122:7	caution 9:8, 20 82:7
62:20 64:19 85:9, 12, 25	boy 63:9, 11, 15	127:23 128:9 140:2, 13	CCW 130:5, 10 131:3
86:12, 16, 22 87:1 89:6	boyfriend 108:19 119:12	145:14 152:14 158:6	CDs 19:8
91:5, 12, 18, 22 92:12, 15	BOYKO 1:10 154:6	166:11 168:17, 19, 21	cell 211:22
111:16 112:10 113:7, 21	boys 27:7	172:14 174:7, 11 187:18	cellies 28:22
114:2 117:15, 20, 23	brand 211:19	191:5 207:17, 21, 25	cellie's 63:16
Benjamin's 60:10 84:4, 7,	Brandon 48:9, 14 120:13	210:18	cellmate 63:17 152:10
12, 20, 25 85:18 92:25	Bratenahl 122:25 123:1	CALDERONE	Cellmates 28:23 30:8
93:4, 6, 12, 15, 17, 20 94:3,	Braxton 43:14, 16, 19, 21,6 4:4	cellphone 22:14, 16, 18, 20
11, 15, 23 106:23 107:15	25 44:5, 15, 19 45:18	121:11, 15 122:21 123:13	23:1, 3, 5 66:10, 14, 18, 22
109:19 118:1, 7 120:23	46:17 47:1, 2, 6, 13, 18, 19	130:23 154:17, 22 155:1	67:5, 6 152:1, 2, 3 187:19
125:13 144:20	136:18, 20 137:1 168:5,	156:17, 20, 21 164:4	center 36:11
Bernatte 6:25 11:8	22 197:4	204:16	ceremony 17:17
12:12, 17 13:1 117:9, 14	Braxton's 44:11	called 45:16 53:24 54:1	certain 9:18 94:14, 25
B-E-R-N-A-T-T-E 11:9	break 127:24 128:10	60:4 101:16, 18 129:21	160:8 195:21, 22 196:8,
best 18:7, 10 27:24 28:1	140:3 153:24, 25 154:8	164:15 190:2	10 200:19, 20
169:16 171:3 194:6	198:17, 19 199:8	calls 49:16, 17 171:2	certifications 17:14
better 38:17 71:19 74:24	brief 190:9	198:13	certified 17:17
beyond 186:21	briefly 159:12 202:23	Campbell 2:12	certify 213:6
big 87:6 161:2, 23 171:8	bring 156:24	car 78:12, 13, 15 84:7	cetera 186:17
big-built 25:1	brings 204:25	91:11 94:2, 10, 18, 22	champagne 92:16
biggest 194:2 200:9	Brooks 41:17, 20	101:15 108:7, 8, 18, 20	chance 19:12 185:5
Bill 209:18 210:9	brother 32:17 62:5, 6	119:16 158:14 159:1, 9,	change 57:20
biological 8:11, 18 10:4	63:16, 23 90:16 117:11,	12 178:13, 19 188:22	characterize 176:17
birth 11:3	13 130:19 172:11 190:4	care 81:20 82:18	charge 65:12, 13 70:16
birthdays 12:11	197:17, 18	cared 203:8	74:23 125:1 145:24
bit 15:11 162:22	brothers 11:24 12:1	career 18:5, 6	197:2
black 87:6 89:13 186:4	155:18 168:8 169:17	carpentry 17:16, 18, 19, 21	charged 79:7 109:22
blackout 186:2, 6	173:10	carrot 166:18	197:5
blame 175:3, 5, 14, 22	brought 78:18, 20 194:25	carry 106:17 162:23	charges 65:5, 7, 9
183:20, 23, 25 191:22	196:11	188:18 198:11, 15	check 59:7, 8 207:12
196:16	Brown 6:25 22:11, 12	carrying 65:2, 11 79:16	Chicago 24:3, 23
blessed 202:17	49:1, 4, 7, 12, 18, 24 50:7,	cars 19:8 94:8	child 26:4
blessings 153:12, 16	14, 18 83:6, 25 86:13, 22	Casandriell 12:6	childhood 203:1
191:18, 20	95:12 100:10 106:1	CASE 1:11 5:6, 9 35:4,	chill 11:1
blew 161:25	107:2 111:14, 22 112:7	24 36:18 43:17 47:3	choices 18:5
block 78:18 201:16	114:6, 17 115:10 116:20	48:12 50:2 51:16, 17, 20	CHRISTOPHER 1:10
blocks 105:9	117:8, 9, 11, 12, 13, 14	52:20 53:21 55:5 58:20,	Chrysler 178:20
blood 187:2 193:15, 17	126:1, 5 148:25	22 59:5 88:9 109:25	church 57:4, 5 157:11
205:9 206:6, 10 207:5	BStone 61:8, 9, 14, 22	120:16 122:8 123:8	CITY 1:13 2:17, 20 5:7,
blowing 162:12	buddies 156:10	125:9 128:15 129:10	21 6:15 13:16 18:18
blue 87:7	building 19:21 57:6 73:2	130:5, 10 131:4 135:10	152:21, 25 154:6 180:5,
blur 134:4	bulk 196:21	143:18 144:18 145:4	10, 11, 14, 15, 16, 18, 25
Bobby 22:10 51:2, 3, 6, 8,	burden 193:3 194:3	146:16 154:5 155:4	181:1, 4, 14 191:22
12, 17, 20 52:3, 7, 10, 16,	198:11	168:3, 4, 14 174:19	196:18
19, 23 53:12, 20 54:2, 6	Bureau 206:24	182:18 184:9 186:10	City's 153:19
55:8, 10 80:12 83:5	bus 163:20 169:16	189:8 190:18, 25 192:1	CIU 190:4
98:20 99:24 117:1, 5	business 13:24 15:5, 16	197:15 203:14, 17 205:6	civil 52:24 53:6 60:1
139:18 144:12	18:25 19:7, 11, 13 21:9	casino 157:7	claim 129:12
Boddie 154:5	153:8 194:22 200:24	Cassandra 13:10	claims 153:20 180:16
bolster 139:12	buy 78:13 178:21	Cassandra[sic] 13:8	Clair 70:1, 4 73:18
bond 124:17, 21 125:7	buzzed 103:15 185:9	catch 71:20, 21 72:17	111:17
127:2 132:4, 9 192:14, 21	< C >	73:4 75:21, 25 76:10	Clark 4:14 31:17, 21, 24
bonded 132:5	cabaret 157:9, 19, 25	Catching 27:9	32:2, 5, 14, 16, 19 33:10,
booked 24:19	158:25	caught 66:14, 17 78:18	15, 21 34:6, 9, 15 35:2
born 192:6		cause 181:4, 15	36:6, 11, 14, 18, 22 37:6
			39:6, 10, 14, 21 40:1, 5, 11,

21 41:12, 15 44:9 60:16
 64:20 99:1, 20 103:10
 104:20 113:13 121:20, 22,
 25 122:3 123:4 124:10,
 12 125:3, 5 133:16 136:9,
 19, 20 137:4, 21 138:23
 153:4 159:3, 22 167:24
 169:5 182:25 183:1, 12,
 13 186:22 197:1, 17
 208:11
Clark's 64:23 65:13
 69:18 79:22 80:1 81:9
 113:17 122:20 123:9
 146:12
clear 94:13 146:5, 7
 184:20 185:2
CLEVELAND 1:13, 22
 2:6, 18, 20, 23 5:7, 21
 6:15, 16, 18 11:17 13:16
 18:18 50:18 57:6 61:16
 73:19, 20 79:19 88:10
 111:17 152:21, 25 154:6
 180:6 205:19 213:11, 20
click 192:24
Clinic 205:20
Close 49:5 50:12 51:7
 58:10 155:14, 20 156:3
closed 182:18
closer 90:2
clothes 14:24
clothing 14:3, 4, 20
 210:24
Club 13:25 14:3, 7, 13,
 15, 18 20:10, 12, 13, 17, 20
 57:4 157:6 210:24, 25
clubs 21:24 22:2
clue 168:3 202:10
cocaine 79:5 91:15
coerced 167:18, 19
Collinwood 16:20, 23, 24
 69:25 71:14 73:7, 9
 172:24 177:16, 21
C-O-L-L-I-N-W-O-O-D
 16:25
come 11:22 21:13 34:12
 35:15, 19 39:22 43:5
 44:6, 8, 10 45:8 46:8
 49:14 51:23, 24, 25 52:18
 55:5, 16, 22, 25 56:1, 25
 57:12 59:3 71:2, 3 82:22
 125:18 126:5 138:6, 23
 139:3, 18, 23 144:14
 156:18, 24 157:1, 4
 160:24 163:11 164:7, 10
 194:9, 16 197:18 204:1
 211:15
coming 43:6, 9 53:2
 58:24 62:3 164:5, 16, 17

Comma 13:25 14:7, 13,
 15, 18 20:10, 12, 13, 17, 20
 210:24, 25 211:15, 16
C-O-M-M-A 14:3
comment 145:12
comments 145:7
commission 213:21
commit 174:20 185:22
committing 196:20
communicate 27:20 28:7
 43:21, 25 49:11 194:4
communicated 45:13
communication 36:24
 37:3 55:8, 15, 17 67:25
 72:1 192:23
communications 32:2, 4,
 12 36:21 39:15 42:15, 16,
 19 43:11 54:25 55:2, 13,
 14 67:19
company 194:21
comparison 147:5
compensated 21:16
compensation 53:6
complaint 80:23 81:10
complete 17:7 168:6
completed 17:22
computers 23:15
concealed 65:2, 12 79:16
 89:24 188:18
concerned 135:8 149:22
concluded 212:9
conclusion 171:2
conclusions 180:22
condition 195:21
conduct 146:11
conference 154:5
confess 36:15
confessed 39:16 165:5, 15
confirm 156:8 208:2
confronted 73:2
confused 72:1
confusing 171:12, 14
congratulated 40:17
Congratulations 8:9
 153:15 191:18 210:23
conscience 45:10
consciously 141:5, 15, 24
 142:12, 24
consider 28:1
consists 111:3
constantly 199:16
constitutional 173:18
 180:4, 6, 11 181:5, 9, 16,
 21 184:13
contact 55:3 128:23
 203:2, 3
CONT'D 3:1
contend 77:14
contention 146:8

continuation 211:17
continuous 193:13
control 200:12
Convention 24:10, 11
conversation 36:13 39:7
 40:16 43:2 190:5
conversations 39:8, 10
 40:10 54:2 72:10, 12
 190:1
convicted 29:2 52:20
 67:21 68:4 79:21 80:1
 147:1 162:4 166:13
 167:23, 25 172:3, 6, 9, 18
 174:16 175:4, 8 182:12
 183:21 188:18
conviction 18:4 22:1, 4, 7
 36:18 39:2 45:3 67:12,
 15, 18 68:12, 17 69:3, 8,
 13, 18 74:20 81:8 137:13,
 18 138:7, 13 145:10
 146:1, 12, 17 162:5
 170:11, 20, 23 171:8, 25
 174:14 199:7 210:12
convictions 65:13 170:18
convince 45:18
coordinated 131:14
co-owners 14:16
cop 71:1 78:16 79:23
cops 181:1 197:23
copy 209:17, 23 210:8
Cordell 4:17 18:11, 13,
 15 19:6, 10, 23 22:10
 27:23 30:3, 8, 10, 25 36:7,
 16 39:17, 23 42:3, 7, 8, 11
 46:2 62:23, 25 64:22
 81:6, 8 83:1, 5 84:15
 86:18 88:19, 22 89:16
 90:4, 6, 9, 21 94:10, 14
 96:24 99:8, 15, 17 100:21
 101:12, 13, 18 102:22
 103:1, 8, 17 104:9, 18, 22
 105:4, 7 106:13 108:24
 109:1 113:22 114:1
 121:2, 19 122:11, 15
 123:12, 15, 18, 21, 23
 124:3, 9, 12, 17, 20 125:7,
 20, 25 126:6, 8, 9, 12, 15,
 19, 23 127:2 129:17, 22,
 23 133:3, 7, 12, 18, 23, 25
 134:16, 22 135:5, 11, 19,
 23, 25 136:4, 8 138:2, 17
 139:8, 15 147:9, 14, 19
 148:19, 22 149:5, 9, 23
 150:2, 4, 12, 16 155:14
 156:13, 17 158:1, 3, 7
 159:21 161:3 164:11
 167:21 168:8 169:3, 8
 170:6, 10 171:16, 17, 18
 173:5 174:14 175:3, 7

count 12:4 95:6
 countless 192:2
Country 81:22
County 29:23 33:25
 34:16, 25 65:3, 4 79:18
 128:24 130:3 134:6
couple 13:18 42:23
 53:12 59:23 77:10, 13
 132:12 178:11 185:8
course 65:23
courses 18:1
COURT 1:2 5:8, 11, 12,
 13, 23 6:5 9:4, 22 18:12,
 14 35:21 37:14, 16 66:16
 106:14 116:4 122:25
 123:1 125:18 130:3, 4, 5
 136:22 137:17 144:14
 145:18 148:9 175:8
 183:6 184:24 196:17
 210:11
courthouse 130:7 131:18
 203:11
courtroom 176:2, 5
cousin 54:14
cover 159:16 190:13
covering 160:10 161:19
COVID 15:7
crack 188:8, 12, 15
crazy 201:12
create 195:25 211:2, 4, 5
creating 161:18
crime 135:15 144:4
 147:6 164:11 168:9
 173:24 174:4, 19, 20, 22
criminal 52:20 70:16
 93:11 106:14 109:25
 111:23 113:5, 10, 24
 115:8 116:4 117:6
 118:18 119:4 123:8
 125:9 128:15 129:14
 132:10, 24 135:10 136:3,
 23, 25 137:13, 18
critical 137:16, 20, 25
 138:16
current 6:12 20:9 22:16
currently 13:22 22:14
 182:3 186:25
cute 194:9
Cuyahoga 65:3 130:3

<D>
D.C 24:2, 20
dad 8:17
Daddy 118:5
damages 190:18, 24
 191:4, 11, 25 199:9
dancing 96:8
dangling 166:17
Darell 12:2, 15 117:8, 11,

12
D-A-R-E-L-L 12:3
Darell's 12:17
dark 168:10
date 5:4 11:3
dates 36:20
daughter 6:23 8:11, 19
 10:4 82:15 202:7
daughters 7:17, 23, 25
 192:4, 17
daughter's 7:1
Dave 5:10
David 3:6
Davis 205:13 206:3
Davis's 205:15
Dawn 60:6, 8, 18, 22, 24
 61:2 86:8 106:21 117:19
 126:20 129:8 144:15, 22
day 49:8 67:22 68:9
 73:3 81:20, 25 82:11, 18,
 20, 22, 25 83:4, 21, 22
 92:2 98:9 121:16 161:6,
 8, 9 168:9 183:25 192:10
 193:18 195:7, 9, 10
 198:13 211:15 213:11
daycare 16:6
days 71:3 148:9
deal 148:12 161:2, 23
 163:14, 16 164:21 165:18
 166:20, 25 167:1, 13, 19
 171:8 174:24 177:14
 179:8 189:14 194:2
 195:6, 8, 10, 18 197:3
 198:4 205:1
dealing 75:21 145:8
 148:12 177:12 188:6, 7,
 14
deals 195:9
dealt 188:12
death 41:15 64:23 123:4
 124:9 196:5
deaths 193:7
deceased 20:3
December 82:16 121:18
 192:6
decided 93:4
decisions 38:19 181:8
declared 182:11
defend 135:4
Defendant 2:10, 17 111:9
Defendants 1:15 5:7, 19
DEFENDANT'S 4:7 88:2,
 6 106:8, 11 110:9 111:2
 115:22, 24 208:4 209:3,
 13 210:2
defending 135:5 149:25
defense 111:10 135:1
definitely 167:14, 15, 16
 173:14
degree 17:6 146:16, 17

Denise 1:19 5:12 213:5,
 18
deny 125:5
Department 2:21 131:15,
 18
depending 198:6, 7
deported 8:15
deposition 1:18 8:23
 154:11 173:16 212:6, 9
Desatnik 68:18, 20
 141:17, 20, 23
describe 27:11 30:22
 31:2 72:12
described 143:24
describes 168:7
describing 199:6
description 168:19, 21
 172:12 173:6 174:21
 175:1 184:5 196:24
descriptions 174:25
design 14:20
detail 133:22 134:21
 149:6
details 73:13 160:4, 10,
 11 167:22
detective 143:19, 22
 144:1, 7 155:9 172:23
 177:20 179:17
detectives 131:1 168:13
 173:8
DH 186:19
diagnosed 187:13 206:8
diagnosis 207:3
different 25:12, 13 27:16
 29:1, 3 54:18 65:5 74:21
 94:8 98:19 134:5 151:6
 170:19 184:2 186:13
 193:20 204:25 205:1
direct 32:2 42:15 55:7,
 13 145:10 146:3
directly 33:21 35:1, 23
 67:16 84:11 126:24
 133:15
Director 5:20 152:21, 25
disability 190:20
disagreements 101:2
discipline 65:19 67:1, 7
disciplined 65:25 66:6
 151:7 187:21
disciplines 66:9
disclosing 128:18
discovered 192:17
discoveries 154:11
discovery 173:16
discuss 38:15 85:22
discussed 36:1 38:21
 138:23 171:5
discussing 39:9
discussion 100:21 124:1

discussions 36:11 39:6,
 25 58:22 59:5 92:24
 123:17
Disney 24:17, 18
disorder 187:14
distraught 134:7
DISTRICT 1:2, 3 5:8
DIVISION 1:4 5:9
DJ 118:5, 7, 10
docket 128:15
doctor 190:20 203:21
 205:11
doctors 193:12 205:1
 206:15, 21
document 88:5 110:12
 111:1 112:2 115:21
 116:3, 10, 14 208:3, 14, 25
 209:10, 16, 20 210:5, 7, 10,
 15
documents 25:13 111:3
 112:23 138:22 208:2
doing 9:4 15:5 19:6
 27:8 76:6 98:13 207:18
Donelly[sic] 175:19
Donna 203:21 204:24
door 157:22
doubts 169:4
downtown 203:11
Dr 205:13, 15 206:3
drank 91:21
dressed 83:16
drink 91:19 92:13, 15
 96:7, 9 193:25
drinking 85:6 92:2, 22
 186:7 193:24
drinks 86:1 87:1
Drive 19:17 84:7, 9, 11,
 15 159:10
driving 108:9, 21 134:17
 163:20 166:1, 2, 6, 7
 188:23
drop 17:3 99:25 100:6
 101:19 102:7, 8
dropped 17:2 102:4, 16
 105:17, 20 108:24 109:1
 121:2
dropping 16:16 101:11
drove 84:19 93:23 94:3,
 22
Druell 12:6, 20, 23, 24, 25
 13:6
D-R-U-E-L-L 12:6
Druell's 13:1
Drug 65:2, 11 67:9
drugs 70:15 72:20, 24
 73:3 74:14, 22 75:21
 76:1 77:11, 14, 21, 22
 78:11, 14, 20 79:7 91:13,
 15 97:3, 8 145:8, 9, 22, 23
 146:1 177:12, 14, 21, 24,

25 178:3, 16, 17, 21, 25 179:2, 7, 14 186:7 187:7, 21, 23 188:6 drunk 127:14 166:6 186:8 drunk-driving 166:2 Dude 31:18 183:1, 15, 18 197:19 due 15:7 duly 5:25 duress 167:9, 15 <E> ear 89:21 90:1, 2 earlier 43:6 83:21 90:11 132:12 143:7 145:5 158:7 174:7 182:22 188:5, 17 191:17, 19 early 90:24 121:2 199:14 earned 21:5 East 6:14, 18, 21 7:10, 15 14:8 19:17 26:24 69:25 70:1, 3 74:4, 7 76:13, 19 77:3, 16, 18, 20, 25 111:16 124:5 213:19 EASTERN 1:4 5:9 economy 15:3 ecstasy 97:5 education 17:7 educational 16:10 eight 94:9 either 6:9, 11 42:15 83:21 97:2, 8 100:25 108:10 109:16 113:7, 21 114:1 120:18 123:7 128:12 147:24 149:13 193:15 206:8 EI 154:17 155:2, 5 E-L 7:4 19:4 154:19 EI/Will 155:11 electronically 31:13 El-Laja 7:2, 5 10:1, 2, 3, 4 El-Laja's 10:6 El's 19:2, 5 e-mailed 203:9 Embassy 2:13 emotions 196:9 employed 13:22 16:1, 4, 5 employment 15:15 ended 167:3 200:2 engagement 190:8 Englewood 174:1 enjoying 85:6 entire 19:21 29:4 133:4 150:10 202:4 206:14 entirety 213:7 Entrepreneur 18:7 environment 163:17 194:15	episodes 186:6 escape 194:1 195:14 ESQ 2:3, 11, 19 establish 111:10 establishing 66:2 67:4 151:10 establishment 144:20 et 1:13 5:7 186:17 Euclid 6:16, 18 57:6 61:15 Eugene 69:19, 23 71:8 75:3 78:21 80:23 129:9 144:13 155:8 173:2 177:3 184:15 197:23, 24 Evans 209:18 210:9 evening 81:12 83:2, 8, 10, 13, 19 84:3, 24 85:9, 14 89:3 91:5, 12 92:10 93:3 98:3, 7, 9 99:12 100:25 101:7 103:8 104:2 105:17 107:15 108:13 109:17 112:11 114:18, 24 115:2, 12 118:2 133:4, 19 149:5, 8 150:4, 17 event 157:8, 16, 17 events 59:23 192:12 eventually 129:24 everybody 26:24 53:7 73:11, 14 85:6 96:18 98:19 106:4 162:6 164:6 178:13 186:15 190:17 197:15 203:13 204:5 Everybody's 201:11 every-night 157:15 every-weekend 157:15 evidence 136:12 137:16, 20, 25 138:16, 23 140:24 141:2, 3, 4, 5, 8, 11, 14, 15, 17, 20, 23, 24 142:1, 4, 7, 11, 12, 15, 19, 23, 25 143:15 144:1, 9, 25 168:4 exact 12:10 20:18 42:22 83:17 86:19 exactly 14:18 94:6, 19 151:9 161:1 examination 1:19 4:3 6:2 152:18 207:24 210:19 example 40:5 exchanged 45:3, 11 exchanging 37:6 excited 103:12 excuse 5:5 48:11 66:16 ex-girlfriend 25:21 26:2 exhausted 167:2 Exhibit 88:2, 6, 11 90:20 106:6, 8, 12 110:6, 9, 13 111:2 115:19, 22, 24 116:18 120:9 208:5, 7	father-daughter 192:21 father's 11:10 fault 146:17 170:18 184:9 feel 167:20 170:10 171:6 184:3 197:14 200:14 205:4 feeling 169:21 185:17 fellow 190:4 felt 167:19 female 151:18 females 108:1 fictitious 18:25 Fifteen 8:4 191:3 fight 36:3 73:10, 12, 15 150:25 151:1 178:7 fighting 134:6 150:24 fights 67:10 73:22 101:2 file 80:23 81:10 87:10 88:10 162:6 filed 106:13 111:5 116:4, 10 208:12 209:7 finally 43:8 78:22 164:13 find 77:21 159:23 fine 101:23 fingered 184:14 finish 25:23 firm 5:11, 12 first 5:25 13:20 22:25 25:15 26:7 29:18 35:23 36:10 39:7 44:24, 25 48:25 49:20 56:6, 20 57:3 71:10 84:2 98:21 100:2 111:4, 8 116:6, 13 120:8 121:6 173:8 184:11 194:22 201:16 204:2 205:15 fit 172:11 174:21, 25 five 59:21 69:22 103:4 128:7 140:5 159:11 162:23 199:12 five-minute 127:23 five-nine 25:11 Five-ten 25:4 flag 87:7 fled 78:16 Florida 24:2, 14 Focus 84:21, 22 108:9, 21 133:12 135:6 168:25 foggy 134:9 follow 140:15 following 82:16 follows 6:1 follow-up 152:22 153:1 182:20 186:9 207:13 210:21 foot 78:17 forced 200:14 Ford 84:22 108:9, 21
--	---	---

133:12	Gangloff 10:10 202:19	glad 43:3	grandmother 16:6, 8
forefront 143:17 149:24	G-A-N-G-L-O-F-F 10:12	glasses 92:9	great 148:12
foregoing 213:7	gangs 22:5 74:2	go 11:1, 20, 21 15:9	Gregory 63:18, 23
forever 167:13	gap 160:17, 19, 21 192:16	23:24 24:17 52:14 57:18,	Gresham 63:4, 6, 8, 15, 18,
Forgive 31:11 54:4	garbage 200:21 201:2	23 66:14, 18 74:17, 25	19, 24, 25 64:10, 13, 17, 19
forgot 8:14 91:23	Gas 69:25 70:3, 6, 10	75:1 76:14 83:19 85:14,	Greshan 63:8
Form 38:6 45:20 99:6	74:22 76:11 77:15, 16, 24	17 86:2, 6 87:14, 16 93:6	grew 155:18 169:16
149:16 150:21 170:25	78:5, 6, 8, 12, 16, 19, 21	99:23 100:1, 22 101:22	192:19
172:14	143:11 179:14	102:6 105:7, 20 106:20	grieve 196:10
fortunate 201:16	gate 164:8	110:14, 16 115:20 127:15,	grips 204:2
forward 35:15, 19 43:6, 9	gates 164:14	25 140:4 157:4 158:22	gross 21:4
44:7, 8, 9, 10 45:8 46:8	GED 17:6, 11, 12, 13	160:20, 23 162:18 163:3,	grounds 177:16
51:23, 24, 25 55:5, 22	GELSONIMO 2:3 5:16	6, 11, 16 165:5, 20, 23	group 54:19 86:20, 25
58:24 59:3 62:3 113:6,	14:6 20:25 28:18 38:6, 8	166:21, 25 168:23 178:15	94:7 96:5 97:16 98:17
10, 24 117:6 118:18	41:8 45:20 76:8 87:13	190:3 198:20 199:13, 21,	100:1, 17 101:5 118:1
119:4 132:10 133:24	96:15, 17 99:6 107:16	25 200:16 201:7 205:23	150:6 203:20, 23 204:12,
138:6, 24 139:3, 19, 23	109:8 112:22 114:3	207:14, 15, 17 208:20	18, 19, 25
164:7, 14 196:25 197:18	115:13, 17 122:5, 10	212:4	growing 155:23 203:1
found 35:11 40:6 77:11	124:25 134:19 138:9, 11	God 211:15	grown 165:23 194:8
four 11:5 28:4 33:23, 24	143:9 146:18 148:3	going 9:1 14:1 20:6	grumpy 200:15, 17
59:21 74:21 82:13, 14	149:15, 18 150:7, 18, 21	21:1 34:22, 23 36:3	guard 71:16 72:4 117:22,
92:11 94:8 110:23 128:1	151:22 152:4 154:23	49:22 50:4 51:16 53:7, 8	25 152:12
199:12, 13	157:2 159:4, 15, 17 160:7,	57:23 71:20 73:4 75:1,	guardian 203:4
fourth 89:10	12 162:3 163:21 168:2,	21, 25 76:3, 4, 9, 10 78:25	guards 151:17, 18, 21
free 45:7 199:18, 19	18, 20, 25 169:6, 11, 24	80:23 81:13 82:7 83:2,	188:2
200:3	170:12, 15, 24 171:2, 10	16 84:2 85:13, 14, 17, 22,	guess 9:8, 16, 17 54:18
freedom 166:19	172:1, 13, 15 173:20	25 87:9, 16 91:12 93:6,	81:12 109:9 148:18
frequented 62:19	175:16, 24 177:10 179:19	16 95:3 100:1, 22 101:25	203:4
frequently 28:20 41:4	180:13, 19, 21 181:10, 17	102:3, 7, 8 104:12 106:12	guessing 43:8 98:23
42:10 49:6, 9, 21 50:13	182:10, 15, 18 183:22	110:6, 16 115:21 117:6	118:20
51:9 52:10 56:6, 7 58:14	184:16, 18 185:3 186:3	119:4 122:12 126:6	guests 205:2
59:14, 20 170:8	198:18 208:20 212:3	127:25 128:2, 14 129:21	guilty 65:7 70:16 79:10
Friedman 1:21 2:4	general 28:21 52:5 58:20	130:3, 4, 5 131:14 133:15	145:23 162:8 167:9
friend 18:10 27:24 28:1	gentleman 90:14	134:3 136:4 140:4	gun 188:21, 22, 24
30:19 41:24 42:1 49:5	Gerhardstein 1:21 2:4	145:21 147:24 148:1	guy 25:1 178:19 189:5
50:11 51:3, 7 54:8, 11	Geshan 63:8	149:12 153:19 154:8	guys 38:12 50:2 54:20
55:4, 9, 14 58:10 62:16	getting 44:16 60:4 81:25	161:14 164:14, 24 169:22	57:8, 9 59:22 86:5 96:12
102:1 109:13 156:4	83:8, 15 134:5 160:10	172:24 176:11 181:23	123:14 158:22 159:10
169:16	167:22 172:2, 6, 9, 17	186:1 190:6 193:15	178:7 198:14 202:23
friendly 72:10	190:4 201:10	195:13 198:20 200:17	 < H >
friends 18:7 22:8 24:5, 9,	Gibbs 48:9, 10, 14, 17, 20	201:10 207:15 208:1, 3	
15, 21, 24 27:4, 12, 18	120:13	210:5 212:3, 4	half 15:4 29:19, 21, 24
48:24 60:15, 21 79:21, 25	Gilbert 1:21 2:4	gold 178:19, 20	30:1 194:13
83:1, 22 85:13, 17, 21	girl 62:12 63:10 90:11	good 6:11 15:24 54:11	hall 157:11
92:21, 25 93:3, 20 94:17,	102:1 107:13 121:14	101:6 154:1 199:12	hallway 73:10
21 97:7, 17 99:3, 4, 18	girlfriend 81:21 82:1	202:11	hallways 75:20
102:24 123:13, 17 125:21	83:8, 14 108:25 119:23	Goolsby 60:6, 8, 18, 24	Hammond 10:7 23:12
128:11 154:17, 21 155:1	122:21	86:8 106:22 113:2	116:23
161:5 170:5 179:18, 25	girls 107:23 194:7, 9	117:19 126:20 129:8	hand 5:23 89:20, 22
front 88:6 111:6 136:24,	girl's 105:9, 10	144:16, 22	90:2 129:2 206:2 213:10
25 166:18 178:12	Give 11:3, 5 20:18, 19	Goshen 107:21 108:4	hand-in-hand 150:9
full 6:4 13:5	50:25 55:5 105:23	119:9	hang 11:2 74:8
full-blown 148:9	132:21 140:2 166:19	Gotcha 158:5	hanging 78:8
functions 11:23	185:5 189:13 207:11	gotten 61:2 151:3 153:6	hangout 78:6
FURTHER 207:24	208:3	grade 16:15, 17, 18	Hanna 2:12
210:19	given 23:14 210:10	graduate 202:7, 12	happen 109:19 182:16
 < G >	gives 211:16	graduated 202:15	191:25
gang 73:22, 24	giving 9:17 175:14, 22	graduating 202:1	happened 27:2 78:10
	183:24	Grafton 30:13	99:1 101:9 102:6 121:7,
			8 122:17 128:24 134:13

156:6 159:7, 24 168:9 174:5 192:1 happening 83:13 160:1 harassed 203:10 harassing 71:13 74:13, 15, 16 76:16 145:21 hard 36:3 194:6, 8, 17 196:3, 4 201:6 hard-core 195:25 harder 7:22 harm 140:25 141:12, 21 142:9, 20 Harry 68:13, 15 harsh 176:9, 17 178:8 Hasan 68:23, 24 69:1 142:1, 4, 7, 11 hats 15:1 head 95:10 159:25 198:9 headband 88:25 89:17 90:6 health 193:10 203:16 hear 20:16 heard 100:25 121:24 123:7 124:6, 8 136:12 144:12 147:8, 14 159:20 hearing 148:9 189:19 213:7 hearings 174:19 heart 196:4 197:18 heavy 135:6 193:3 height 25:2, 9 Heights 79:19 held 5:8 197:13, 15 hell 192:21 He'll 11:22 help 9:14 14:1 35:5, 7, 20 36:3 40:2, 6 57:8, 9, 10 109:24 164:13 198:8 208:12 209:8 210:12 helped 15:11 150:1 170:1 206:15 Henry 67:13, 16, 20 hereunto 213:10 Hey 40:6 98:13 126:5 197:4 high 16:12, 15, 20, 23 69:25 70:24, 25 71:15, 17, 23 72:2, 3 80:22 127:15 177:5, 9, 11, 12, 14, 17, 18, 21 178:11 187:2 188:6 202:1, 4, 7 205:9 206:6 207:5 hinder 194:23 hinders 195:16 hire 47:15 hired 38:1 hiring 38:25 history 16:10 hold 12:10 21:1 34:23	38:8 83:17 193:2, 3 hole 66:3, 18 home 10:15, 16, 18 56:6, 20 57:3 74:17 76:14 81:20 82:12, 18, 20 83:14 105:22 127:15 162:18 163:3, 6, 16 165:5, 16, 20, 23 166:21, 25 192:20 194:5, 9 195:7 196:6, 13, 22 201:10 202:1, 6 204:3 homicide 88:9 131:2 143:19, 22 144:1, 7 honest 15:6 86:19 97:6 171:12, 14 179:16 193:24 199:5 201:22 203:12 Hopefully 154:7 hostile 200:17 hours 90:24 98:8 121:2 199:12, 13 house 7:11 10:13, 14, 18, 19, 20 11:20 26:22 30:25 40:15 70:1, 20 71:6 75:3, 5, 7, 14, 17 82:23 83:18 84:11 92:10 101:20 102:8, 10, 12, 19, 21 103:2, 5 105:10, 11 130:15, 18, 20 143:12, 25 155:25 178:10, 12, 16, 18, 22, 25 179:1, 4, 7, 9 192:9 200:1 household 199:23 housekeeping 154:16 How's 15:5 Hubbard 18:11, 13 20:2 22:10 27:23 30:17 31:6 36:7 81:6 83:2, 25 84:15 86:13, 22 88:19 95:14 96:24 99:8, 15, 17 100:13, 21 104:19, 23 106:13 113:22 114:1 121:2 122:12, 15 125:7, 20, 25 126:8, 12, 15, 19, 23 127:2, 16 133:4, 7, 12, 19, 23, 25 134:16 135:2, 19, 25 136:4, 8 138:2, 17 139:8 147:10, 15, 19 148:19, 23 149:5, 9 150:12, 16 155:15, 20 169:8 170:6, 10 175:3, 7 210:10 Hubbard...210 4:17 Hubbard's 122:21 168:8 Huh 80:17 Huh-uh 107:10 hung 22:8 31:24 hurt 169:23 hyphen 7:4 < I > idea 105:18 121:3 Ideastream 176:20	identification 88:3 106:9 110:10 115:25 168:5 208:8 209:4, 14 210:3 identified 46:1 112:13, 16, 19 113:2 116:17, 20, 23 117:1, 22 118:5 120:9 136:7, 17 137:8, 10 147:9, 11 identifies 106:21, 25 107:2 112:6 117:23 identify 98:10 111:22 147:14 183:3 ignored 164:12 ill 140:25 141:11, 20 142:5, 8, 20 illegal 162:21 impactful 192:3 impair 187:8 impaired 166:3 inappropriately 132:18 incarcerated 28:14 30:2 31:15 32:1, 21 33:1, 4, 9, 16 34:15, 20 35:12 40:22, 24 42:14 50:12 54:24 58:17 64:11 186:22, 23 incarceration 29:4 36:21 incident 55:25 63:1 74:22 78:1, 10 79:12 103:9 104:19 Incidentally 20:4 incidents 77:24 Including 83:25 income 20:9 INDEX 4:1 indicates 112:6, 9 Indicating 21:20 46:7 73:3 95:8 152:7 170:2 185:13 indict 166:22 indirectly 67:16 individual 36:6 46:1 78:13, 15 147:3, 4 165:14 168:15 172:10 individually 18:23 individuals 88:11, 15 113:6, 11, 16, 20, 25 120:8 128:20 168:7 173:9 203:23 influence 94:7 166:1 185:9 inform 114:20, 23 115:1, 5, 9 information 36:17 40:2 informed 36:6, 12 39:21, 23 114:17 127:17 131:7, 11 135:11 informing 57:17 infraction 66:12 67:9 infractions 67:7	initial 100:4 168:4, 5 173:7 initially 29:2 136:20 inmates 31:14 163:1 Innocence 24:10 36:4 39:11, 12 135:8 204:17 innocent 162:15 163:10 165:6, 10 166:22 197:19 201:8, 10, 11 inside 196:2 199:18 200:15, 16 Instagram 23:22 instances 181:20 instantly 200:22 institution 67:3 Integrity 162:5 210:12 intention 188:14 intentions 135:3 interacted 68:10, 13, 18, 23 69:4, 9, 14, 19, 23 70:19 71:14 74:4, 20 120:17 143:10 156:1 interaction 68:1 140:19 interactions 70:9 71:17 74:11 143:23 145:6, 11 146:4 interested 35:6 interview 169:13 176:19 190:7 intimate 151:15 intoxicated 127:10 134:11 185:25 introduce 5:14 investigation 164:20 investigator 58:24 59:1 129:1 164:2 investigators 47:4, 5 involved 44:14 73:13 79:15 99:8 103:9 104:20 105:18 121:3 124:4, 5 129:10 143:18 144:4, 18 162:7 169:5, 10 174:19 175:5 181:7 182:3, 6 184:2, 6 189:8 197:15 involvement 145:3 153:3 167:24 173:13 involving 123:9, 20 131:2 173:24 irritated 71:12 isolated 195:17 Isolation 66:20 issued 128:17 issues 75:4 155:4 193:14 204:2 items 211:9 its 213:7 < J > jacket 87:6 89:14, 17 193:15
---	---	---	--

jail 28:5 74:25 75:1 124:9 132:3, 8 134:8 162:13 198:13 Jamaica 8:15 James 6:6 68:3, 4, 10 69:9 174:9 Janitorial 16:9 January 11:4 jeans 87:7 jersey 87:8 88:20, 23 Jesse 109:13, 14, 16 Jimmie 111:5 116:10 130:23 job 153:19 178:24 186:12 jobs 15:19 57:10 jogger 15:1 Join 172:15 joined 21:23 Jones 69:19, 24 70:9 71:8 72:9 74:20 75:3 78:21 79:13, 20 80:6, 12, 19, 23, 24 81:2, 5, 10 129:9 143:2, 11, 15 144:2, 10, 13 145:1, 11, 20 146:4 155:8, 9 173:2 177:20 179:17 184:15 197:23, 24 Jones's 177:3 Joseph 47:21, 23 120:13 JPay 31:9, 11 JPay'ed 31:9 Jr 6:6 19:17 33:10, 15 34:15 40:21 41:4, 5 111:5 116:11 JUDGE 1:10 154:6 161:22 163:20 175:17, 19 176:4 196:15 July 182:13 junior 33:14 jury 114:17, 20, 23 115:1 134:16, 20 135:22 136:24, 25 147:18, 24, 25 149:4, 7, 12 150:3, 15 justice 162:8 164:22 167:10 176:8	kid 178:23, 24 kidnapping 41:10 kids 12:4 25:22 52:6 56:25 73:19 81:21 82:12, 14, 18, 21 148:13 163:4 165:22 192:4, 9 193:1 194:2 195:10 198:6 200:12 201:23 202:4 kid's 23:8, 9 192:10 kill 160:23 163:1 173:25 killed 124:3, 4 149:21 174:2 183:13 killing 124:5 147:3 Kim 164:16 Kimberly 37:10, 11 kind 94:7 153:24 159:25 161:25 166:8 178:7 195:21, 22 King 19:17 knew 15:21 35:13, 21 40:3 45:1 54:22 55:25 60:18, 22 63:23 64:5 73:3 75:20 102:1 113:11, 25 129:20 133:24 135:13, 18 145:8 148:11 150:11 160:9 162:24 163:6 165:10, 18, 19 177:20, 23, 25 178:13 185:20, 22 202:24, 25 know 8:13, 14, 21 9:9, 10 10:25 11:15 12:7 13:3, 4 14:18 15:3 21:19 25:9, 14, 15 26:7 31:22, 25 32:14, 16, 17 33:11 35:9 39:20, 24 40:19, 21, 24 41:8, 9, 12, 17 42:22 43:14, 16, 18 44:4 45:1, 8, 10, 25 47:12, 23 48:9, 12 50:21 56:8, 10 57:17 59:9 60:6 62:5, 7, 14, 17, 22, 23, 24 63:9, 11, 19, 22 64:19 67:13 68:15, 20 69:1, 6, 11, 16 70:7 71:9 72:16 74:24 80:12, 13, 14, 15, 18, 19 90:16, 18 96:17, 24 97:5 99:8, 11 100:13 105:12 107:9, 12, 14, 17, 18, 22, 23 108:1, 6, 17 109:6, 8, 9, 11, 23 117:5, 12 118:17, 22 119:3, 10 120:5, 15, 20 125:20, 23, 25 126:3, 8, 11, 12, 14, 15, 18, 19, 22 128:19, 22 129:4 134:10 136:3 144:24 148:5 152:9 155:5, 10, 17, 23 157:19 158:7 160:15, 21, 23, 25 162:14, 22 163:7, 10, 22, 24 164:9, 18, 25 165:6, 17, 22 173:16, 23, 25 174:3,	25 177:23 178:4, 18, 21 180:24 181:12, 18, 19, 22, 25 186:1, 10, 14 189:1, 5, 14 191:17, 20 192:4, 8, 13 193:6, 8, 12, 22, 23, 25 194:12, 24 195:1, 3, 11, 24 196:1, 7 197:21, 25 198:2, 4 199:20, 22 200:8, 11, 18, 24 201:6, 24 202:16 203:5 205:2, 15, 20, 22 206:1 208:20, 22, 23 209:22 knowing 160:20 192:19 193:22 201:7 knowledge 41:14, 19 43:24 46:16, 19 47:17 48:3 64:16 69:1 79:20 80:24 81:1, 2, 5 115:4 137:7 141:7 173:13 186:5 known 31:18 124:15, 16 155:17 168:14 knows 167:3	left 84:11 88:23 89:21 92:10 93:12, 15, 17, 20 94:10, 14 98:19, 20 99:15, 22 100:6, 9, 13 101:9 102:16 105:3, 7 109:3 114:1 127:4, 7, 17 133:11, 25 135:12, 19, 23 150:5, 12, 16 156:13 158:10 160:14, 15, 19, 25 164:25 165:7, 8, 23 197:6 201:25 204:6 legal 165:19 171:2 180:22 legalese 154:13 Lesley 63:4, 6, 8, 13, 15, 19, 25 64:10, 13, 16, 19 Letishea 10:7 23:10, 12, 13 116:23 letter 19:4 35:10, 13 61:12 letters 32:22, 24 37:7 49:16 license 18:9, 16, 20 19:9 lie 146:8, 10, 22 183:24 184:7 lied 137:21 162:15 183:5, 18 184:7 197:1, 4, 7 lies 184:9 life 9:2 124:15 134:7 163:18 179:1 191:20, 25 193:20 194:3 198:14 199:10 202:4 211:14, 21 light 168:11 179:5 light-skinned 168:7, 15 172:10 173:4, 9 line 14:3, 4 210:24 lines 63:5 list 106:16 108:23 116:6, 8 128:11 list...115 4:13 listed 116:14 little 15:11 154:13 162:22 178:9, 13 185:10 199:8 live 6:19 11:14 13:12, 16 26:19 30:25 50:18 73:18, 19 155:25 lived 179:2 lives 6:21 7:16 8:15 26:20 50:21 LLC 13:25 14:3 LLP 2:12 LNU 118:20 local 78:6 located 14:7 19:20 location 18:9 19:13, 14, 15, 16, 19 28:11 77:17 89:7 117:24 133:16 locations 29:3 30:3 74:21 locked 150:9 202:25
---	---	--	--

long 7:20 29:11, 15, 17, 20, 22, 25 43:5 85:22 97:12 132:3 148:15 159:9, 10 160:21 191:1 199:18 200:2 204:1
longer 38:4
Lonnell 41:17, 20
look 20:21, 22 25:5 106:15 111:8 112:5 116:2, 9, 13 159:1 162:6 185:10 186:13 198:9 211:14
looked 168:8 172:11 173:5, 10
looking 71:4 103:24 106:21 130:21 131:1, 8 138:22 204:1
looks 204:9
Lorain 29:9, 12
lost 196:5 197:17
lot 15:13 25:13 50:9 79:23 97:20 122:7 134:9, 12 148:14 153:12 186:11, 13 194:24 195:17 198:4, 5 201:20
loud 82:6, 9
Lounge 111:16 112:10 117:23 118:8
Lucasville 29:9, 17 34:3, 6 35:10 66:2, 4 162:25 164:1, 3, 17 165:8 189:13 194:14 200:23
lunch 153:24
Luther 19:17
lying 146:11, 25 147:2

< M >

Mack 37:17 38:4, 24 39:3 111:5, 20 112:13, 16, 19 113:2 116:11 130:24, 25 131:3, 6, 7, 11, 14
Magazine 169:14
maiden 10:8
main 96:3
maintenance 16:9
making 38:19 168:23 211:2, 5
malls 15:8, 9
Man 45:7 125:13 151:14 161:20 162:17 165:6 173:4 178:15 197:4, 5, 17, 19, 21 198:15 199:11 202:8 204:8 205:17
management 154:5
Mancino 37:13, 15 38:1, 3, 25
Mansfield 29:9, 15 30:5, 6, 8, 10, 15 40:25 66:1
mantra 211:11

Manufacture 14:21, 24
March 183:7, 9 202:14
Marijuana 91:9, 10, 14 96:13, 24 97:4 103:15 188:8, 12, 14
mark 207:18
marked 88:2 106:8, 11 110:9, 12 111:2 115:24 208:4, 7, 25 209:3, 13, 16 210:2, 5
marking 115:21 208:4
marriage 13:20 195:1 199:17 202:22
married 7:20 13:18 22:24 153:6 199:19 202:21, 22
Martin 19:17
match 173:5 184:5
materials 87:11
Matlock 68:13, 15
matter 131:8 211:20
Mayhand 47:22, 23, 25 120:13
McCreary 108:23 119:21
McDonnell 175:20, 21 176:4
McKenzie 22:10 58:9, 12, 16 59:12 80:16, 20, 22, 25 83:6, 25 86:14, 23 95:17 98:20 99:24 100:5, 16 101:11, 15 102:4, 16 106:1 112:16 114:21 115:6, 11 118:13 123:14 126:16 129:7, 8 139:23 144:15, 21
McMann 25:17 26:11
McMann[spelling] 25:16
mean 12:23 22:23 31:12 40:12 48:11 51:25 53:4 71:10 72:23 73:17 76:5 79:23 96:18 107:12 118:10 127:12 149:19 151:13, 15, 23 163:21 177:16 178:9 179:7 182:14, 16 200:17 211:1, 12, 19
meaning 10:18 211:13
means 211:16
media 5:6 23:15, 18, 21 57:21, 24 58:5 87:17, 23 110:17, 23 128:1, 7 140:5, 11 198:21 199:2 212:5
medical 193:14 206:23, 25
medication 187:1, 5
medicine 187:2
meet 26:25 40:10 68:4 83:22 84:2 86:13 100:18 102:3, 8, 10 202:23
meeting 189:12

meetings 203:20
Melvin 69:14, 16
member 22:1, 4 23:17
members 27:3 196:5
memory 9:14 20:23 119:21 127:20 187:8
men 104:15 194:8 196:25
mental 194:16, 20 203:15
mention 122:2
mentoring 56:20 57:11
Merrison 204:24
Merrison[spelling] 203:22
met 41:14 68:12, 17, 22 69:3, 8, 13, 19, 23 70:19 86:20 192:18 198:12 204:18
Metzler 68:3, 4, 10 132:13, 17 141:14
Mia 8:1, 3, 11, 17
mic 85:2 86:3 87:2 118:11
microphone 85:3, 5, 7
midnight 95:1 99:4
mind 173:22
Mine 23:8 190:4
minute 140:2 198:16 207:12
minutes 103:4 159:11
missed 174:10 201:25 202:3, 5, 17
missing 207:13
Mississippi 24:2, 4
misspoken 122:6
mistake 196:19
mistaken 20:2 61:21 100:9 123:1
mix 92:7
mom 6:23 71:8 75:8, 12 80:23 81:21, 25 83:14 102:11 130:21
moment 39:5 112:5 116:2 162:25 201:5 211:25
moments 135:9 193:20
mom's 10:18 70:1, 20 71:5 101:19 102:8, 10, 12 130:15, 18, 20 156:22 158:12 178:10, 18
money 20:19 21:4, 21 197:10
month 41:6 50:15 52:11 59:16
months 8:8 29:13 42:23 165:9, 11
moody 195:18
morning 81:13 82:3, 4, 10 90:24 98:8 121:2 199:14

mother 7:13 10:6 11:1 12:12 13:1, 3 20:7 23:8 25:22 26:4 71:2 81:10 83:7 117:14 178:19 192:10 197:24 198:1
mother's 6:24 10:13 11:8 23:9 40:15 102:19, 21 103:2 178:12 179:1, 7, 9

motion 167:3
move 98:24 168:17
moved 86:5
multiple 19:22 150:19
murder 41:11 69:18 113:17 122:20 123:20 125:2 130:11, 14 137:18 146:13 147:7, 10, 12, 15, 20 148:2, 20 149:14, 21 153:3 159:21 162:14 163:9 166:10, 22 167:24 169:5, 10 183:21 185:22 186:22
Music 19:2, 5, 8
mutual 55:4, 9, 14
Myel 8:1, 7, 18
M-Y-E-L 8:2

< N >

Nakeya 107:21, 22 108:4 119:9
name 5:10 6:4, 24 7:1, 18 8:14, 15 10:9 11:8, 10 12:7 13:4, 5 18:12, 20, 25 19:1 20:1 22:20, 22 23:7, 9 26:7 33:8, 13 37:14 57:2, 7 62:17, 25 63:9, 11 105:12 107:4, 8, 21, 24 108:6, 15, 23 109:5, 10, 12 117:12, 19, 23 118:20, 21 119:6 144:7 152:20, 24 164:2 183:15 189:6 201:21 202:22 203:21 205:15, 25 210:25 211:1
named 62:6 67:13, 16 184:10 203:21
names 7:25 12:1 106:18, 20 116:14 117:8 120:2 122:7, 10
Nancy 175:19, 20, 21 176:4
Narcotics 70:13, 14
nature 59:10 102:2 123:11 143:21 163:2 193:6 205:2
near 147:5 174:5
nearby 26:19
necessarily 128:18
need 153:24 198:16 204:8

needed 19:11	201:5	office 163:23 203:10	24 191:4, 8, 13, 17 198:20
negative 191:21, 22, 24	normally 98:24	205:23 213:11	202:23 204:11, 18 205:15,
neighborhood 15:10	NORTHERN 1:3 5:8	officer 5:19 66:3, 5	17, 19, 22, 25 206:3, 5, 8,
26:18, 22, 23, 25 57:11	Notary 1:19 213:5, 18	151:11 173:3 176:23	13, 18, 23 207:2, 8, 11
59:24 62:24 71:1 73:25	notes 207:12 213:9	Officers 2:10 67:23 68:6	208:25 210:17, 21 211:7
74:9 79:24 97:20 98:2	notice 1:23 4:8, 11	122:16 131:22 132:13	old 7:5 8:3, 5, 7 12:8, 15,
178:1 179:21, 24	104:22 106:13 111:4	140:15 174:8 180:14	22 13:8 20:4, 7 63:16
neighborhoods 73:11, 15,	112:2	181:14 196:23	124:16 148:14
20	noticing 156:14	offices 1:20	older 63:23
net 21:8	November 81:13, 14, 19	official 181:4	Olivia 8:1, 5, 16
Nettles 22:10 51:2, 3, 6, 8,	82:17, 25 89:4 90:25	Oh 12:23 14:3 19:2, 14	O'Malley 163:19, 24
12, 18, 20 52:4, 8, 10, 16,	91:6 92:3 98:8 111:12,	20:15 25:24 38:8 66:24	164:2
19, 23 54:6 55:8, 10	15 121:3 133:4 213:21	78:22 82:8 95:10 130:7	Omar 41:12, 15 60:16
80:13 83:5, 25 86:13, 22	numb 195:20 196:4, 8	141:3 157:1 163:13	64:20, 23 65:13 69:18
95:7 98:20 99:24 100:5,	number 11:6 19:18	184:17 196:23 206:13	79:22 80:1 81:9 99:1, 20
16 101:12, 15 102:4, 17	20:18 21:2 22:16 23:3	207:17	103:10 104:20 113:13, 17
106:1 115:6, 11 117:1, 5	45:5 46:20, 23 50:23	OHIO 1:3, 20, 22 2:6, 14,	121:20, 22, 25 122:3, 20
123:14, 22 124:1, 6 126:9	56:8, 9, 10 65:22 88:24	23 5:9 11:16 21:16, 21	123:4, 9, 12 124:10, 12
129:7, 8 139:18 144:12,	129:20	24:10 29:10 57:6 111:17	125:3, 5 133:16 136:9
21	numbers 45:3, 11	163:1 181:24 204:17	146:12 153:3 159:3, 22
Nettles[sic] 80:15	< O >	206:24 213:6, 11, 18, 19,	167:24 169:5 183:13
never 17:4 40:5 41:14,	oath 6:1	20	186:22
19 73:23, 24 74:2 79:5	Object 172:13 185:5	OIP 203:19 204:16	Omar[sic] 122:2
80:24 112:13, 16, 19	Objection 28:18 38:6	Okay 6:10 8:18 10:1, 22	once 15:22 21:7 40:12
113:2 129:21, 23 132:5, 9,	45:20 76:8 96:15 99:6	11:3 13:6 18:1 19:13	41:6 42:20 49:15 50:15
17 140:18 165:3 174:17,	114:3 115:13, 17 122:5	20:7 21:4 25:23 31:15	52:11 59:15 70:24 84:24
18 177:24 178:25 179:3	124:25 134:19 138:9, 11	33:8 35:17 37:3 38:13,	106:3 123:12 177:25
184:6 196:17, 18, 23	143:9 146:18 148:3	20, 23 39:20 40:5, 9	179:1 189:25 196:17, 18
new 40:6 88:20 153:8,	149:15 150:7, 18 151:22	46:14 47:10 52:3 56:1,	one-on-one 204:12
10 167:3 175:11, 14, 22	152:4 154:23 157:2	14 57:19 60:6 61:5 63:4	ones 129:3, 6 201:15
newborn 148:13 192:5, 6	159:4, 17 160:7, 12	66:13 67:1, 6, 12 70:3	open 15:6, 8 18:8 60:12
news 176:3	163:21 166:11 168:2, 17	71:5 75:2 76:18 77:2, 16	70:8 85:2 86:3 87:2
Nichole 30:17 31:5	169:11, 24 170:12, 15, 24	82:5, 8 87:9 89:20, 23	118:11 164:14
155:20	171:10 172:1, 14, 15	91:4 93:19 97:12 98:7,	opened 18:8
nick 202:6	173:20 175:16, 24 177:10	17 100:5 103:17 106:6	opener 164:8
night 36:7, 16 39:17, 24	179:19 180:13, 19, 21	107:21, 25 108:3 109:21	opinion 161:23 166:13
55:6, 25 58:25 59:4	181:10, 17 183:22 184:16	111:1 118:4 119:15	167:9 168:12 171:25
60:10, 15 62:25 64:20	185:2, 4 186:3 191:5	121:1 131:25 132:20	172:4 179:18 182:24
81:15 84:19 85:2 86:8	observed 100:25	136:11 137:13 139:7	184:10
87:3 91:18 92:22 93:1	obstruction 162:8 164:22	144:9, 21, 25 148:15, 18	Opportunities 211:2, 4, 5
96:14, 25 114:21 117:16	167:10 176:8 191:9, 15	150:23 152:1 153:15, 21,	opportunity 35:1 110:3
119:19, 24 120:18, 21, 24	obtain 17:6, 11	22 154:4, 21 155:1, 4, 7, 9,	183:24
122:18 123:15 124:24	obtained 18:16 19:10	13, 17, 20 156:1, 3, 6, 13,	opposite 168:6
125:12, 14, 16 127:9, 10,	obviously 109:23, 24	17, 22 157:6, 10, 13, 19, 22,	option 169:15
11, 13, 14, 21 128:12	Occasionally 56:13	25 158:5, 10, 14, 17, 20, 22	order 44:16 137:17
133:23 134:3, 11, 13, 23	occasions 26:13 33:3	159:1, 6, 12, 20, 24 160:9	organizations 21:24 22:2
147:19 156:10 157:6, 7,	44:23 53:12 65:24 71:5	161:1, 16, 22 162:11	organized 182:21
20, 25 158:25 160:4	74:19 75:4 77:10, 20	167:7, 17, 21 168:23, 25	original 209:23
161:3, 5, 20 166:1 167:22	occur 100:24	169:2, 21 170:17 171:15,	OSP 29:10, 25 33:6 34:8,
168:8, 9 169:4, 9 170:22	occurred 99:5, 20 105:25	23 172:8, 22 173:1, 3, 11,	10, 13, 17, 18, 21
171:7, 17, 24 174:5 186:4	111:12 113:18 114:10	15 174:12, 13 175:2, 7, 19	outside 26:23, 24 31:14
199:13, 15 200:2, 4, 6	133:9	176:1, 3, 7, 10, 17, 19	49:22 74:17 92:4 129:23
nights 200:1	o'clock 83:20 104:14	177:3, 12 178:2 179:25	179:9 196:3 199:24
nighttime 199:25	128:2 153:23 154:4, 8	180:3, 9, 16, 24 181:3, 7,	200:4, 5, 16 203:7
nine 165:9, 11	offense 111:12	13, 19, 23 182:2, 5, 9, 17	outsource 14:21
Nobody's 21:1	offenses 151:7	183:3, 12, 15, 18, 20	overaggressive 200:19
no-brainer 167:6	offer 111:9	184:13 185:1, 7, 8, 17, 24	overall 211:14, 17
nonstop 195:9		186:6, 9, 17, 21, 25 187:4,	overly 76:25 103:16
normal 27:7 49:20, 21		7, 13, 18, 23 188:2, 5, 9, 12,	185:9
		17, 24 189:1, 3, 10 190:10,	owned 7:13 19:21

owner 14:15 60:9, 18
86:10

<P>

p.m 93:21 99:19 111:14
212:9

page 88:10 89:10 90:20
106:15, 17, 21 108:15
111:6 116:9, 13 118:4
208:18

pages 88:8 90:19 111:4
112:1 116:6, 7 120:9, 12

paid 21:7, 10

pain 193:13

pairing 147:19, 21

paragraph 111:8

parents 12:17

Parkway 2:13

part 36:13 53:7, 8 73:12
90:1 100:4 129:5 135:6
165:16 181:1 182:15
185:17, 19

participated 23:18, 21

particular 10:22, 23 17:1

parties 156:14

party 102:2 104:12
107:19 127:15 156:24
157:4

partying 156:10

pass 85:3

passed 32:9 139:15

passing 32:12

pat-down 77:1

patron 61:23

patted 77:5, 10, 13, 20

pattern 181:19

Paul 37:13, 15

Pavlish 47:7, 8, 9, 12
55:20

P-A-V-L-I-S-H 47:9

pay 21:8 157:22 204:3

pending 53:15

Penitentiary 29:10

people 6:19 15:9 25:12
48:23 62:7, 12 78:2, 7
96:22 97:15, 20 98:1, 10
129:1 134:5, 12 155:7
174:15 175:5 181:8
193:8 195:18 198:5, 12
199:17 201:8, 9 203:9
205:1

Pepto-Bismol 207:9

perceive 76:16

perceived 76:2 145:12

percent 170:18, 20
171:24 172:6, 8, 19, 20, 21
174:13, 17, 23 182:23

perfectly 9:10

performance 39:3

period 44:14 153:13
169:15 173:24 186:21
207:4

periods 150:3

perjury 162:8, 19, 23
163:5, 14 164:21 166:21,
22 167:9 176:8 191:9, 14
196:20 197:2

permit 188:21

person 9:23 47:21 96:20
182:12 195:22, 23 204:22

personal 177:6 186:15
203:14

personally 48:13 107:13,
14 126:3 144:12, 13, 16,
17 189:22

perspective 153:20

pertaining 123:3

Phat 87:6

phone 28:7, 9 33:5
36:25 45:4, 5, 11, 14
46:20, 21 50:23 52:17, 18
101:23 130:23

photograph 87:9 88:11,
13, 16 89:3, 11, 20 90:20

photographs 87:10 90:23
103:24

Photos..... 88:4
4:9

physically 75:16, 22
76:20, 23 131:25 192:15

physician 203:16 205:13

PI 55:16, 20

pick 84:15 101:12, 19, 21
156:18 158:3, 15, 18
199:21 211:13

picked 84:13, 14, 17
103:3, 8, 17 104:9 158:12,
17

picture 168:16

pictures 158:6 185:10

piece 137:20, 25 138:16

pieces 134:5 138:22
156:8

piecing 134:3

pill 97:5

pills 91:15

place 13:14 85:23
129:15 150:10 184:11

places 30:2 194:11

Plaintiff 1:9 2:2 5:6, 17

Plaintiffs 208:7

plan 19:6 85:16 100:4

planned 77:14 179:14

plans 83:21 85:13, 21
100:17

plant 77:22

planted 74:22 78:11

play 85:4

played 45:3 146:12

Plaza 213:19

plea 167:9

plead 65:7 162:7 166:5
191:8

pleading 106:16 205:6

please 5:14, 22 6:4 9:16
29:8

pled 70:16 74:24 75:1
79:10 145:23

plenty 79:24

point 28:22 35:6 37:24
39:22 83:13 104:4 146:2
156:13, 18 160:8, 19, 20
178:10, 24 182:19 185:14
190:13 201:13

points 185:8

Police 2:10 5:19 115:10,
15 122:16 130:16, 22
131:8, 15, 18 132:21
159:21 172:8, 17 173:12,
17 174:13, 23 176:23
180:4, 10, 14, 15, 17
181:11, 14 182:23 183:23
191:23

policies 181:4

polo 15:1

Polygraph 4:16, 17
138:18 139:8, 11, 15
209:18, 19, 24 210:9

portion 145:17 184:23

possession 70:14 187:21

possibility 53:22, 23, 25

possibly 108:3

post-traumatic 203:25

Powell 2:12

practice 181:19 205:25

Prather 109:13, 15, 16

P-R-A-T-H-E-R 109:15

prayed 164:9

prefer 6:8

prepare 109:24 148:7

prepared 209:23

prescription 187:1

presence 98:15 111:14

PRESENT 3:4 30:4
42:4, 7, 8 54:16 117:25
138:20 174:4

presented 4:10 164:21

pressure 187:2 193:16,
17 205:9 206:6, 10 207:5

presuming 42:2

pretty 23:8 25:1 40:20
79:2 80:21 83:3 84:13
89:23 124:2 134:6
143:17 150:8 185:14
207:6

previously 208:4

primary 22:7

prior 16:3 22:1, 4, 7
45:19 46:8, 18 64:7, 23
65:12 67:12, 15, 18 68:12,
17, 22 69:3, 8, 13, 18 81:8
111:23 116:4 120:18, 20
138:24

prison 15:14, 18 17:5, 15,
20 18:2 21:17, 23 23:14
27:21 28:10, 16, 21 29:3
33:22 40:9 41:7 43:22,
25 48:4, 18 49:11, 19, 20
50:3, 6 51:11, 19 55:9, 12
57:10, 17 59:6 60:25
61:3 65:15, 18 66:9, 19
67:2 80:7 151:6 152:6
162:9 164:6 165:8
167:13 176:11, 14, 23, 24
187:16, 19, 21 188:3
191:1 192:7, 13, 18, 19
193:11, 14, 16 195:19, 20
196:10, 22 197:7 198:7,
12 202:8, 25 203:6 205:8
206:9, 19 209:8 210:13
211:22

prisoner 152:10 187:25

prisoners 206:16, 24

prisons 163:1 198:13

Private 47:4 58:24

privileged 38:15

privileges 65:19, 25 66:8
67:8

Probably 11:19, 22 21:10,
13 25:11 41:6 50:17
52:11 53:1 54:6 59:15,
21 77:9 83:5, 6, 15 85:10
92:4, 23 93:16 98:23, 24
103:4, 15 127:20 138:7
149:10 159:11 163:5
166:1, 2 178:14 185:12
199:11 203:2 204:20
206:24 207:6

Probation 65:10

problem 179:20, 23
193:24 199:23

problems 205:4, 12 206:6

proceeding 106:14

P-R-O-C-E-D-I-N-G-S
5:1

process 135:4 167:2
182:16

processed 131:20

produced 79:5 88:8

profession 174:24

professional 131:22

profit 21:8

program 17:20, 24 56:21,
23, 24 57:1, 5, 9

programs 17:6

progress 59:7

progressed 49:23	128:13 135:17 145:15	133:13, 17, 18 152:5	18 59:18, 25 64:14 65:15
Project 24:10 204:17	147:13 148:18 169:7	157:24 159:5	80:10 139:6 144:17
prom 202:13, 14	172:5, 16 176:20 184:16,	recant 45:19 46:8	153:2 189:24 191:19, 23
pronouncing 10:1	21 210:22, 24	138:24 164:8	208:13 209:8 210:12
proportion 161:25 162:12	questions 9:1, 8 140:14	recanted 46:17	rely 144:10, 25
Proposed 4:13 116:6, 8	152:15, 16, 22 153:1	receive 21:21 66:9	remain 37:20
prosecutor 115:5, 9, 16	154:9, 16 169:1 182:21	121:15	remained 132:8
163:19 173:12 175:15	186:10, 16 190:16 207:13	received 17:14 32:21, 24	remember 16:3 18:3
196:18	212:2	recognize 88:13, 15 108:4	23:3 29:6 30:14 57:7
prosecutors 161:22	quick 11:3	recognized 98:2, 15	65:22 80:21 85:1 91:23
168:14	quickly 159:24 160:1	recollect 40:4 64:12	104:4, 24 105:11 125:12,
prosecutor's 163:23	Quite 65:22 78:7 204:20	70:2 80:3 97:6 149:10	13 127:1, 8, 9, 10 134:12
203:10	quote 169:14 176:11, 12	recollection 52:22 93:19	176:15 190:11
protect 135:4 171:17	 < R >	101:11 103:13 106:3	removed 65:19, 25 66:8
193:5	rabbit 166:18	151:5	67:8, 10 146:5
protected 38:10	radio 190:7	record 5:3 16:5 18:8	rent 19:13
prove 36:3 111:11	raided 130:15, 18	57:24, 25 58:2, 5, 6 87:15,	rented 19:22 108:22
provide 37:7 46:23	raise 5:23	17, 20, 23, 24 110:15, 17,	119:13, 16 157:10
113:11 194:20	rallies 203:10	18, 20, 23, 24 128:1, 2, 4, 7,	reopen 154:10
provided 36:20 154:11	random 186:9	8 140:5, 6, 8, 11, 12	repeat 169:7
203:19	rap 85:5	145:18 154:9, 12 168:24	rephrase 51:18 84:10
provider 22:18 23:5	rappling 85:6	181:3, 7, 13 182:10	99:7
providing 36:18 135:1	reach 128:25	184:20, 24 185:2, 4	report 143:20 145:3
proving 39:11, 12 135:8	read 145:14, 18 168:3	186:17 198:21, 22, 24	176:3 209:18, 23 210:9
PTSD 203:24 205:1	176:11 184:20, 24 190:22	199:2, 3 207:14, 16, 18, 22	reporter 5:12, 24 6:5
Public 1:20, 21 2:5	212:3	212:5, 7	9:4, 22 18:12, 14 37:14,
17:24 213:5, 18	reading 39:20 169:13	recorded 47:19	16 66:16 145:18 184:24
PUIN 2:19 5:20 152:19,	ready 51:23, 24, 25	records 206:5, 25	Reporting 5:11, 13
20, 24 154:4, 15 174:12	real 11:3 45:24 52:13	recovered 53:16	represent 5:15 38:5
182:13, 17 184:19 185:1	62:17 107:24 117:11	Red 88:25 89:17 90:6	106:12 116:3 128:14
199:4 207:11, 20, 23	201:21	179:5	208:10 209:6 210:8
210:20 212:1	realize 147:17	red-and-gray 88:23	representing 5:18
PUIN.....15	realized 135:1 147:23	reentry 57:9	requested 145:17 184:23
2 4:5	149:11	refer 81:15	resent 192:25
pulled 40:17 178:12	Really 30:24 57:17	referred 62:7, 12	resentment 193:3
pulling 74:13	104:4 137:22 155:14	referring 18:10 63:17	reserve 154:12
pulls 78:12	159:24 162:7 189:21	81:16 118:22 129:7	resources 128:25
Purcell 69:9, 11 142:15,	203:8	reflect 128:16	respond 9:3 35:17 95:9
19, 23 174:9	reason 10:22, 23 17:1	refresh 9:14 20:23	200:20
purely 24:8, 14, 20	38:24 62:24 65:16	119:21	responded 71:10 201:1
purpose 95:3	140:21	refreshed 127:20	response 44:12 176:21
purposes 88:3 106:9	reasons 38:18 143:6	regard 39:12	responsibility 170:11, 20
110:10 115:25 208:8	172:23	regular 60:21 127:12, 13	172:9, 17 175:4
209:4, 14 210:3	reassuring 36:2	related 22:12 71:6 73:22	rest 150:13, 16
pursuant 1:23	recall 9:10 18:20 22:25	relating 123:8	restaurant 42:23
push 200:10	23:5 25:8 29:11, 13, 15,	relationship 27:11, 15	restore 195:2
pushing 154:2	17, 20, 22, 25 35:25 36:17	30:22 31:21 32:19 37:23	result 203:17
put 33:5 73:20 149:24	39:9 42:10, 13 47:25	41:23 49:4 51:6 58:8	retreats 203:24
157:19 176:10, 14, 22, 24	49:18 52:3 57:2 65:24	66:3 151:11, 13, 14, 15	review 162:6
184:4 196:15 202:3	67:1 79:25 81:25 82:2,	192:3, 4 201:23	Rhonda 13:4
puts 211:16	11 83:1, 4, 7, 12, 15, 18	relationships 151:20	Rick 69:4
putting 194:23	84:14, 17, 18, 19, 24 87:3	188:3 192:16	ride 94:2 159:1
 < Q >	92:17, 18, 21, 24 93:9	release 27:6 32:4 40:9,	ridiculous 151:23
question 9:9, 21 20:5	94:21 97:7, 10, 12, 15, 19	18 42:18 46:6 50:14	right 5:23 6:24 10:1
38:11 39:18 58:25 59:4	98:21 99:14 100:20	52:19, 23 59:11	20:17 46:23 55:7 70:8
60:11 81:15 84:10 90:11	101:5, 24, 25 103:19	released 15:14, 18 21:15,	88:20 89:1, 21 98:6
108:13 112:11 117:16	104:2, 6, 9, 15, 17 114:22,	23 23:17, 23 26:10 28:20	103:1, 14, 22 104:6 105:5
118:2 119:19, 24 120:18,	25 115:3 123:5, 25	31:5 32:11 33:21 35:5, 7	112:23 121:6 122:23
21, 24 125:12 127:11		40:2, 13 41:2 44:16, 18	126:4 129:24 139:1, 21
		48:7 50:6 52:7 56:2, 15,	143:23 154:10, 12, 14, 17,

24 155:13, 15 156:9, 11, 15, 25 158:23 159:22 160:6, 19 161:8, 14, 23 162:9, 16, 17 163:11 164:23 165:19 166:2, 5, 8, 16 169:25 170:3, 5, 17, 22 171:14, 21 172:12, 24 173:6 174:16 175:4, 7, 12, 15, 17, 23 176:5, 8 177:13, 22 179:11 181:1, 24 182:13, 20, 23 183:1, 16, 18 185:12, 15 186:9, 12 189:18 190:14 191:23 192:22 193:10, 18 194:23 197:12 200:15 201:21 202:20 203:25 204:9 211:21, 24
rights 173:18 180:4, 6, 12 181:5, 9, 16, 21 184:13
Robinson 22:24
rode 94:5, 6
role 45:2 47:3 146:12
roll 211:22
rolled 17:17
Rome 62:5, 6, 8, 10
Ronald 54:8, 15, 20, 25 55:10, 11, 13 56:3 62:9, 10 88:19 89:1, 18 95:25 102:3 103:21, 22 107:5 114:23 115:6, 10 118:25 119:3 139:18
Room 2:22 186:11
roots 184:1
RU-EL 1:7, 18 4:3, 16 5:6, 17, 25 6:2, 6, 8 11:11 12:13, 17 25:1 116:7, 8 152:18 154:22 207:24 210:19
Rule 66:1, 2, 12, 22, 23 67:4, 6 151:7, 17
rules 74:3
rumors 121:24
run 156:7
running 20:13
Russell 163:24, 25 164:16, 19 189:12 196:14

< S >
SAILOR 1:7, 18 4:3 5:6, 17, 25 6:2, 4, 6, 8, 9, 12 7:4, 19 8:2, 18 10:8 11:11 12:2, 6, 7, 8, 15, 18, 20, 23 22:23 58:8 88:5 116:7, 8 117:12 128:10 140:14 152:18, 20, 24 199:5 207:24 208:1 210:19, 22
Sailor.....209 4:16
Sam 125:22

Samuel 22:11, 12 48:25 49:4, 6, 12, 18, 24 50:7, 14, 18 51:15 83:5 107:2 111:14, 22 112:7 114:6, 17 115:10 116:20 126:1, 5 148:25
Sara@fgfirm.com 2:8
SARAH 2:3 5:16
sat 136:11 147:8
satisfied 39:2
Saturday 127:12, 14
Saturdays 85:2
Savings 213:19
saw 40:12, 13 54:5 58:11 61:21 62:1 98:12 103:19 116:18 136:22 137:11 164:19 177:24 179:5, 13 182:13 183:6, 14 189:18, 19
saying 10:25 40:19 45:9, 10 59:9 71:11 72:16, 22 124:2 134:10 143:20 156:18 159:6, 7 161:4, 18 163:7, 10, 25 164:18, 25 165:22, 24 166:4 168:10 176:15 178:17, 21 185:24 190:25 192:14 193:6, 9, 22, 23, 25 194:12, 24 195:1, 11, 24 197:2 199:20, 22 200:8, 25 201:18, 25 202:16 211:8
says 88:6 107:4, 8 108:15 111:9 117:4, 22 118:13, 16 119:2, 9 173:9
scene 113:17 136:8, 18 137:1, 5, 8, 11, 23 147:5, 10, 12, 15, 20, 21 148:1, 20 149:14 169:13, 14, 19 174:4
school 16:12, 16, 20, 23 17:2 57:16 69:25 70:24, 25 71:3, 6, 15, 18, 23 72:2, 3, 7, 10 73:1, 2, 21 75:19, 23 76:2 80:22 143:11, 24 145:7 150:23 151:4 177:5, 9, 11, 13, 15, 17, 18, 19 178:11 188:6 190:19 202:2, 4, 7, 11
scratch 48:11
seal 213:11
seats 152:17
second 29:19 45:13 46:11 87:15 88:10 105:23 106:15, 21 108:15 110:15 116:9 173:8 190:9 200:25
security 11:5 71:16 72:4 117:22, 25
see 11:18 14:22 26:21 28:15 31:1 33:6 49:6

50:13, 16 59:8 61:5 63:25 75:19 76:18 89:19, 23 90:1 106:18 108:10 109:16, 19 111:6, 18 112:2, 3 116:10, 20 117:19 119:18 120:8 134:8 135:16 136:21 145:13 148:6 152:23 163:9 164:1, 2, 16 165:2 166:16 179:11, 15 183:5 190:3 193:8 197:2 202:6, 12, 15 205:22, 24
seeing 27:6 51:23 58:23 97:19 104:2, 15 178:2 205:12
seen 25:13 26:10, 14, 17, 25 61:4 75:20 79:5 87:10 97:15 113:7 120:17 208:2, 14, 16 209:10, 20 210:7, 15
segregation 66:10, 15, 18 67:4, 10
Self-employed 13:23
sell 14:25 19:8 177:14, 24 178:17 179:7
selling 72:20, 24 73:3 74:14 76:1 177:20 178:3
send 31:11
sense 129:10 202:3
sent 31:9 66:2, 3, 4
sentence 166:6 191:9, 14 203:3
sentenced 65:9
separate 77:17 147:4 180:10
separately 42:8 84:16
served 163:5
serving 211:21
session 204:14
sessions 204:19
set 213:10
sets 15:1
settlement 53:6
Seven 29:16 94:8 96:2 199:2 212:5
Shair 68:23
S-H-A-I-R 68:24
shake 76:25
share 40:1
Sharell 12:2, 8 22:23 117:9, 13
S-H-A-R-E-L-L 12:2
Sharell's 12:12
sharp-looking 14:22
Shawn 105:12, 14, 15 108:23 119:21 121:14
S-H-A-W-N 105:16
Shawna 105:13
shed 196:6
Shell 70:7

Sherome 107:4 118:24 125:23
shirt 14:22 211:9
shoot 125:3
shooter 136:21 183:4, 6, 8
shooting 36:8, 17 39:17 46:2 60:16 79:22 80:2 81:9 99:1, 5, 9, 12, 20 104:19 105:18, 25 114:10 121:4, 8 122:3 123:9, 23 124:7, 24 125:5 133:9 136:8, 18 137:2, 5, 9, 11, 23 138:3 139:13 159:8, 13 173:4
Shore 205:24
short 153:25
shot 64:20 113:13 121:20, 22, 25 124:12 133:16 136:9, 15 149:21 159:3
shoulder-to-shoulder 150:10
show 86:16 87:9 106:6 110:6 115:19, 21 196:9 201:19 207:21 208:1 210:5
showing 9:15 88:5 106:11 110:12 111:1 158:6 208:25 209:16
shut 15:8 144:20
siblings 13:12
side 168:10
sight 168:15
sign 19:19 139:4, 19, 23
signature 208:16, 18
signed 17:4 138:1
significant 185:18
Similar 122:10 181:20
simply 24:4
sincerely 191:18
singing 85:7
single 195:7, 9
Sir 5:22
sister 30:17, 25 117:13 123:10 130:19 155:24 178:14, 15, 18
sisters 11:24 12:1
sister's 22:23
sit 46:16 173:15 180:9 186:25
sitting 85:1 168:6
situation 129:5, 11 165:16 175:6 184:1 186:13
situations 200:20
Six 29:5 69:22 95:23 103:4 140:11 192:22 198:12, 21 199:12 207:2
Sixty 20:8

Sizemore 36:5, 12, 15 39:16, 22, 23 40:3 41:22, 23 42:3, 6, 8, 11, 16, 19 43:12 44:8 86:16, 23 95:20 99:11, 14, 17 100:13, 21 102:7 112:19 114:2 115:1, 7 126:25 127:3, 18 129:15, 18 134:1 135:12, 20, 23 138:1, 6, 14 139:3 150:5, 12, 16 164:7, 10, 13 165:3 209:7 Sizemore.....209 4:15 Sizemore's 173:13 skills 17:21 skinned 168:11 sleep 199:11, 13, 15 slow 15:12 slower 15:13 Smiley 62:13, 15, 19, 22 90:10, 11, 12, 15 103:24 107:23 108:2, 3 109:7 Smiley's 62:17 Smith 69:14, 16 142:16, 20, 24 smoke 91:6, 8, 10 96:12, 14, 18 97:1 smoked 96:24 smoking 96:10, 20, 22 97:4 smuggle 188:3 snap 200:22 Snipe 54:8, 15, 20, 25 55:10, 11, 13, 22 56:3 62:9, 10 81:3 88:19 89:1, 18, 24 90:3, 21 95:25 100:8 102:3 103:21, 22 105:5 106:1 107:5, 6 112:13 114:23 115:6, 10 118:25 123:14 126:13 139:18 Snipe's 119:3 social 11:5 21:24 22:2 23:15, 18, 21 57:4 socialize 42:7, 10 50:13, 16 86:1 87:2 socialized 22:9 31:24 42:3 49:9 51:8 52:12 54:15, 19 56:17, 19 58:14 59:17 60:15 socializing 42:6 61:20 soft 194:9 sold 177:24 178:25 179:2 sole 14:15, 17 somebody 35:11 84:13 124:3, 4, 5 148:14 149:22 159:8 160:24 161:7 174:1 197:13 204:8 somebody's 26:22	someplace 11:21 129:19 somewhat 51:16 167:8, 14 son 33:4, 6, 8 34:6, 13 197:25 sons 26:6 son's 33:8 soon 40:13 sooner 170:13 sorry 7:7 14:1 19:14 20:11, 15, 17 23:11 25:24 32:7 53:4 55:11 80:18 81:9 94:1 95:10 96:1 102:5 105:13 123:12 131:6 148:17 149:18 169:6 171:13, 15 174:10 175:21 179:22 208:11, 19 sort 160:9 sought 203:15 sound 93:13 101:23 139:1, 21 169:18 201:11 sounded 155:5 sounds 15:21 139:22 source 177:3 sources 20:9 170:19 space 157:8 speak 24:12 27:7 28:15, 20 32:25 34:9 35:1, 3 41:4 42:25 47:13 48:3, 14, 17 49:6 51:12, 14, 17 52:10, 16, 17 56:12, 25 57:12 58:16, 19, 23 59:1 60:24 64:10 68:4 80:6 82:9 122:16 124:20, 23 126:24 129:15 144:16 160:17 204:9 speaking 9:23 17:24, 25 44:5 47:1, 2 49:18 52:3 104:16 190:8 special 157:16, 17 specialists 203:18 specializes 39:1 specific 21:1 34:23 35:25 113:15 174:8 speculating 178:3 spell 7:3 10:11 12:7 14:1 26:7 33:11, 13 61:11 Spence 8:1, 3, 11, 16 202:20, 22 S-P-E-N-C-E 8:1 spend 11:2 spent 82:17 176:13 192:11 196:8 spirit 86:5 split 10:13, 23 200:25 spoke 31:10 33:20, 24 34:2 35:23, 24 36:10 44:2, 24, 25 45:4 46:6, 11 47:5, 25 48:6 51:8, 20, 21 53:9 54:5 56:2, 6, 14	58:11 72:6, 9 83:1 109:24 135:10 190:9 spoken 26:10, 14 27:5 31:5 41:1, 14, 19 44:18 48:20 50:7 52:7, 20, 24 59:11, 25 60:3 61:2 64:7, 13, 16 67:16 68:10, 22 80:9 97:16 120:17 128:12 sporadic 15:3 spot 19:20 78:7 133:22 spread 170:19 Sprint 22:19 Square 1:21 2:5 Sr 11:11 12:13, 18 33:21 35:2, 6 36:6, 11, 22 39:6, 10, 21 40:1, 5, 11 Sr.'s 34:6 39:15 St 70:1, 4 73:18 89:8, 9 90:24 100:1, 18 101:22 102:1 103:4, 6, 18, 20 104:3, 12, 16, 18, 23 105:1, 3, 8 107:20 108:11 109:3, 17 111:17 117:16 120:24 125:16 156:25 157:5, 6 158:1, 2, 4, 7, 8, 23 185:10 staff 201:9 stand 135:7 162:15 169:22 170:21 184:18 185:18 196:21 197:1, 7 standing 90:8, 14 standoff 195:17 staple 110:7 stapler 87:12 start 14:13 19:11 81:13 85:25 started 36:22 37:3, 6 53:3, 10 92:2 153:8 194:22 starting 15:15 State 1:20 6:4 21:16, 21 29:10 168:5 181:24 186:2 213:6, 18 stated 138:19 statement 47:18, 19 132:21 139:12 171:23 173:7, 8, 9 statements 144:22, 23 170:21 STATES 1:2 State's 136:12 station 69:25 70:3, 6, 10 74:22 76:11 77:15, 16, 25 78:5, 6, 8, 12, 16, 19, 21 143:11 179:14 status 53:13 stay 71:24 85:22 179:6 202:11 stayed 81:20 103:3 146:5 192:8 193:15	staying 29:4 57:16 188:10 stenotype 213:9 stenotypy 213:8 stepbrother 13:6 steps 203:6 stepsister 13:10 sticker 88:6 sticking 89:20 173:22 stipulations 1:23 stomach 187:3 193:13, 16, 17 203:19 205:4 206:6, 18 207:6 Stone 61:12 stop 184:4 stopped 16:12 49:23 store 11:22 14:11, 19 15:7, 8 18:8 52:18 storefronts 19:22, 23 stormed 78:16 story 173:17 211:8, 15, 16, 18, 19, 20, 24 straight 92:6, 8 93:23 Street 6:21 7:10, 15 26:24 74:5, 7, 8, 9, 12 76:14, 19 77:3, 6, 21, 25 111:16 143:11, 24 145:6 159:20 168:10 183:15 213:19 streets 57:16 72:20, 23 76:13, 15 77:3 121:23, 25 124:9 166:23 179:3, 9 stress 148:12 193:12, 13 203:25 205:5 stressful 163:17 strike 39:13 84:10 115:7 142:6 168:17 student 177:21 studied 128:14 Studios 24:18 study 135:6 stuff 49:20, 21 52:5 58:20 71:21 72:18 134:9, 12 196:14 201:17, 20 207:10 subject 65:18 submitted 137:17 210:11 subpoenaed 128:20 129:4 subpoenas 128:17 substance 39:14 187:14 sued 174:8 180:5, 25 suffered 203:17 suggest 122:2, 11 140:24 144:10 149:3, 7 suggesting 141:4 143:15 suggestion 189:14 suggests 144:2 Suite 1:22 2:5, 13 sum 21:4
--	---	--	--

support 138:18
supporter 200:9
supposed 66:23 198:10
201:14
sure 19:18 20:23, 24
21:18 23:8 26:9, 20
28:13 29:14 36:13 57:22
78:5 79:2 80:4, 5, 21
82:4 83:3 84:13 86:9, 19
90:10 92:11 94:6, 13, 17,
19 95:6 97:6, 23, 24 98:5
100:12 102:14 105:2
118:3 119:7 121:13
125:22, 24 148:5, 15
150:8 188:20 202:11
207:12
surrounding 188:20
suspect 130:13 159:21
165:3 169:9 184:10, 14
suspects 174:22
Sweet 118:5
switch 152:17
sworn 5:23 6:1
system 196:17

< T >
table 16:7
Tackla 3:6 5:10, 11, 13
take 9:5, 22 20:6 23:23,
24 83:12 91:13 92:6
97:3 112:5 116:2 127:23
139:8 140:3 154:8
162:16, 19 163:14 164:21
166:20, 24 167:1 170:20
178:23 189:14 197:7, 8
198:17, 19 200:21 201:2
202:12
taken 1:18 89:3, 6, 7
90:23 187:4, 7
takes 194:15
Takima 25:20, 25 26:11
27:5, 11, 15, 20
T-A-K-I-M-A 26:8
Takima[spelling] 25:19
talk 28:2, 3 50:2 55:16
59:3 62:1 63:25 103:1
123:13, 15, 22 165:13
189:13, 21 200:19 204:8
talked 38:9, 12 45:11
49:21 107:13 129:9, 23
143:19, 20 170:8 172:22
180:3 181:11 189:15, 24
191:17, 19
talking 38:12 49:23
55:20 57:14 62:25 72:19,
24 75:12 77:2, 4, 18
78:15 83:4 112:23
136:23 143:25 155:10
164:7 201:1

Tamika 25:15, 17
Taneisha 109:5 120:2
tapes 19:8
taught 17:21
Teach 17:24
tear 196:6
technically 182:11, 14
telephone 49:16, 17 55:18
tell 6:12 9:9, 17 12:1
26:13 33:3 34:25 35:16
36:15 38:21 40:16 43:2
44:4, 7, 10, 13, 23 45:8, 23,
25 46:7 50:5 55:2 65:24
70:22 71:2, 23 76:14
78:10 81:24 84:24
101:18, 21 102:6 103:9
104:19 115:15 122:24
123:17, 25 124:6 125:3,
11 126:5 127:3, 6 130:21
134:16 135:22 173:12
175:8 190:1 211:12
telling 36:14 40:19
53:11, 25 62:3 71:19
74:17 75:25 122:21
134:13 145:21 147:18
160:5 163:8, 10 165:14
169:15 196:15 197:6
200:23, 24 201:9 202:7
204:7
temper 193:23
Ten 8:6, 8 165:11
Tenth 16:17, 18
terminating 38:24
terms 173:25 190:24
terrible 12:11
test 4:16, 17 20:5 138:18
139:16 209:18, 19, 24
210:9
testified 6:1 8:21, 23
46:1 49:24 93:12 114:13,
16 132:25 133:3, 7, 11, 14,
18 134:15, 25 135:13, 18
136:6, 12, 14, 21 137:1, 4,
22 146:9 147:17, 23
148:25 149:3, 11 165:25
169:3, 8 171:16
testify 109:9 113:16, 20
114:1, 6, 9 116:21, 24
125:19, 21 126:6 133:22
134:22 136:4 137:22
187:9
testifying 135:3 147:18
testimony 45:19 46:9, 18
93:11 99:2 105:24
111:10 113:12 121:1
138:24 143:7, 13 147:9
150:8 161:17 167:21
171:6 182:22
text 156:17, 20

Thank 8:10 18:14 37:16
40:18 91:4 109:21
153:17 199:5 203:12
207:14 210:22 211:7
212:1
thanked 43:8
therapy 203:23 204:10
thing 9:20 51:15 53:18
86:3 106:5 121:6 123:7
124:8 155:11 157:16
186:15
things 19:11 27:9 39:20
57:18 59:9 74:17 134:14
143:21 146:15 147:4
149:12 163:2 165:20
178:11 191:21, 22, 25
192:12 193:6 194:1, 24
195:2 196:8, 11 200:19
203:24 205:2
think 17:18 20:6 21:3, 5
23:6 25:20 32:21 33:20
34:20 37:1 46:21 48:23
49:24 56:14 61:21 85:5,
8 88:9 90:10 91:24 92:9
93:15 100:9 107:19
122:5 125:22 129:14
132:12, 14 138:5, 13
143:2 146:11, 16, 25
150:24 152:14 156:7
157:17 161:2, 18 162:11
163:19, 23 164:1 167:25
170:8, 22 171:5, 8 172:8,
16 173:17, 21 175:11
179:20, 23 185:8 189:25
190:7, 11 191:13 195:13
209:7 210:11 211:23
thinking 74:13 95:10
164:18 171:18
third 89:7 116:9
Thirty-five 12:9
Thirty-four 12:16
Thirty-two 13:9
thought 73:12 160:5
161:14 164:5, 14 183:7
threat 76:2 145:12
167:12
threaten 75:14 76:18, 20
threatened 129:9 144:13
Threatening 72:14
three 7:17, 21 26:16
28:4 82:15, 16, 18 87:23
88:11 92:11 94:8 105:9
110:17 116:6 192:18, 23
195:7 199:13 203:18
throwing 169:15
ticket 66:10 67:5
tickets 67:6
Tim 152:20, 24 180:19
time 5:4 9:23 10:13, 23
11:2 16:1, 11 18:6, 15

21:17 23:1 25:8 27:14,
16 28:19 29:18, 19 31:3,
23 32:11 35:23 36:1, 10
37:9, 13 42:22 43:12, 18
44:24, 25 45:13 46:2, 11
57:24 58:5 64:8 70:7
81:24 82:2, 13, 16, 17
83:7, 13 85:8, 16 87:17,
23 93:9, 15 99:14 101:6
104:7, 9, 25 105:24 110:7,
17, 23 111:11 113:5, 10,
13, 17 114:10 115:7, 8
118:11 119:23 121:13, 15
122:15, 20 123:5, 21
128:1, 7 129:1 132:9
133:8 134:25 138:2
140:5, 11 146:2 148:7
149:4, 8, 11 150:3, 10
151:3 159:2 160:3, 5, 23
161:1 162:5 163:4 164:6,
9 165:10 169:3, 8 171:9
178:8, 14 179:13 182:6
183:12 186:23 187:16
190:25 191:4 192:11
193:16 194:19 198:22
199:2 202:6, 8 204:1
207:10 210:22 211:25
212:6
timeframe 28:18
times 26:14, 16 28:4
33:20, 23, 24 42:2 44:21
50:9 51:19 52:16 54:6,
15, 19 56:5, 11, 14, 16
58:12 59:21 60:15 61:6,
21 65:21, 22 69:21 72:6,
9 73:1 74:14 75:3 76:9
77:8, 13 79:13 83:17
98:19 150:19
TIMOTHY 2:19 5:20
tired 165:21
tissue 211:23
Toastmasters 17:22
today 6:7 14:23 15:2
28:1 46:16 50:11 52:25
78:25 99:3 101:5 146:8
154:10 165:25 166:25
168:6 173:15 177:1
180:9 186:25 187:9
192:23 210:23 211:9
Today's 5:4
Todd 163:24, 25 164:16,
19 189:12 196:14
told 11:8 13:18 27:23
31:17 35:11 38:7 39:6
40:5, 18 43:3 46:17
53:22, 23 74:19 75:1, 19,
20 76:3 115:14 127:7
129:12 135:9, 11 140:17
144:17 150:23 151:6
163:4 164:15, 19 165:2, 4

169:14 172:10 173:3, 19 174:15 176:12, 22 178:19 185:17 190:19 197:24 198:1 202:10 Toledo 29:9, 20 toll 192:16 194:15 Tom 47:7, 8 55:20 Toni 108:6 118:20 119:12, 15 topics 57:14 tore 192:14 torture 165:12, 13, 17 total 21:4 totally 147:4 184:2 touch 75:22 76:23 tourism 24:9, 14, 16, 21, 22, 23, 25 tourist 24:5	Trumbull 29:9, 23 33:17, 25 34:16, 25 truth 35:14, 16, 21 40:19 44:7, 10, 13 45:8, 23, 25 46:7, 17 62:4 125:19 160:5 165:5 176:13 truthful 138:19 truthfully 187:9 try 35:19 139:11 194:16 196:3 208:13 trying 35:5 45:18 125:1 156:6 171:17 175:2 192:21 194:5 T-shirt 194:21 T-shirts 15:1 Tuesday 1:22 turn 88:10 89:10 90:19 112:1 turned 130:7 turning 130:6 131:15 Twan 108:15, 17 Twenty 7:6, 8, 9 56:16 twice 11:19 29:18 41:6 44:22 49:15 50:15 52:11 59:15 61:4 70:25 75:10 77:9 189:25 twin 192:17 two 6:19 7:21 10:24 12:4 15:4 26:6, 16 29:19, 24 42:25 58:5, 19 65:5 82:12 87:17 90:19 94:24 111:3, 4 112:1 116:7 120:6, 9, 12 133:14 136:17 137:7 147:4 149:12 168:7 173:9 182:6 194:13 two-and-a-half-year 153:13 two-button 15:1 Ty 109:12, 13 120:3, 5 type 32:19 47:18 53:18 72:17 140:22 145:11 201:17 typed 111:9 types 14:24 17:5 23:18 91:15 97:3 typically 11:20 154:21	violation 181:5, 15, 20 184:13 188:18 violations 151:17 181:20 visit 11:20 28:8 33:7 34:9, 12, 13 49:14, 15 visited 24:6 visitors 82:22 visits 67:9 vodka 91:24, 25 92:6, 9, 16 voice 20:14 82:7 voluntarily 132:21 vs 1:11	
Tpuin@city.cleveland.oh.us 2:25 track 194:17 trade 17:13, 18 traffic 123:2 trafficking 65:2, 11 70:14 79:7 145:9, 22, 23 146:1 training 17:14 18:1 181:14 transcript 213:9 trashed 185:14, 20, 23 trauma 195:14 205:1 treated 132:18 treatment 203:16 trial 8:22 35:22 37:18, 24 39:3 49:25 93:11 110:2, 4 111:20, 23 113:5, 10, 24 114:7, 13, 16 115:8 116:5 117:6 118:18 119:4 126:10 128:16, 17, 20 129:15 132:10, 24, 25 133:24 134:15, 25 135:3, 10, 13, 18 136:3, 6, 11, 23, 25 137:22 146:9, 11, 23, 25 147:6, 8 148:6, 7, 9 149:3, 21 150:3, 11 159:24 160:3 161:1 162:4 167:3, 21 168:22 169:22 175:11, 15, 22 183:14 189:18 197:24 tried 47:13 trip 24:4, 8, 14, 20, 23 trips 23:24 trouble 7:21 71:24 151:4 152:2 188:10 troublemaker 177:4, 9, 11 truancy 71:1, 6 75:4 178:11 true 16:13 133:21 134:24 150:13, 14 177:1 179:2 213:8	<U> U.S 5:8 UH 205:20, 21 Uh-huh 25:18 111:19 ultimately 76:11 145:23 Umar 32:14, 16, 19 33:10, 15, 21 34:6, 9, 15 35:1, 6 36:6, 10, 14, 17, 21 37:6 39:6, 10, 14, 21 40:1, 5, 11, 21 41:4, 5 197:17 U-M-A-R 33:12 Um-hmm 111:7 112:4	<V> vacated 137:14, 18 138:8, 13 vacations 23:24 vehicle 84:19 vendetta 140:22 141:9, 18 142:2, 16 143:3, 16 144:3, 11 145:1 172:23 176:23 177:4 178:4 179:18 vendor's 18:9, 16, 20 19:9 verbal 36:24 37:1, 3 39:8 42:15 verbally 9:4 verdict 38:3 verify 208:17 versus 5:6 154:6 Neverka 67:13, 17, 20 68:1 132:13, 17 140:18, 21, 24 141:5, 8, 9, 11 vice 71:1 78:16 79:23 victim's 32:17 197:17 Videographer 3:6 5:3, 11, 22 57:20, 23 58:4 87:16, 22 110:16, 22 127:25 128:6 140:4, 10 152:23 198:20 199:1 207:15 212:4 Videotaped 1:18 view 191:10 193:20 violate 173:18 180:11 violated 180:4 181:9 violating 180:6	<W> wait 9:21 38:8 71:21 72:17 169:6 waiving 154:10 walking 27:2 Walmart 45:1 want 16:10 25:12 38:4, 9 39:7 44:13 45:9 47:21 48:23 57:18 74:25 81:12 95:5 102:14 106:6, 20 109:23 115:19 129:5 130:12 132:24 140:15 141:12 152:16, 17 154:2 160:14, 17 162:18 163:13 166:18, 19 179:8 186:14 189:5 190:17 194:18, 21 195:18, 24 197:13 199:16, 19, 21, 25 200:1, 3 wanted 15:21 18:6 25:14 38:17 39:1 45:5, 6, 23 46:7, 8 48:25 55:22 101:21, 22 160:18 163:3, 6, 16 165:20, 23 199:9 wanting 78:13 warrant 123:3 131:12 Washington 24:2, 20 wasted 185:11 watched 192:9 water 161:13 Watson 108:6, 16, 17 119:12, 15 way 29:1 33:13 44:15 54:18 64:21 75:16 76:24 103:12 105:5 132:1, 18 146:5 149:4, 7 165:13 186:13 WCPN 176:20 weak 195:25 weapon 65:2, 12 79:16 wear 87:5 198:14 wearing 14:6, 22 15:2 88:20 89:13, 16 90:6 weed 185:14 week 11:19 28:4 54:6 58:12 203:20

weekend 157:18	51:25 53:20 54:1 55:23, 24 66:17 82:8 106:22, 25	129:20 131:6 134:24 135:16 139:22 145:20
weeks 121:18	111:23 112:6, 9, 14, 17, 20	147:13 155:24 160:16, 25
weight 25:3, 9	113:3 114:6 116:6, 8, 20, 23 117:1 118:4, 14 125:8	161:12, 15, 21, 24 162:2
well 7:23 15:3 29:18 33:7 35:6 38:15 44:10	126:1, 9, 13, 16, 20 128:21	166:9 167:14 174:11
55:3, 5, 7 58:10 62:3	136:1 137:11 139:24	182:16 183:10 184:19
78:10, 25 79:4 82:15	144:14, 15 154:14 168:4	188:22 191:3 198:2, 18
84:10 98:21 126:4	169:2 173:7 184:17	202:21 206:14, 22 207:20, 23 210:21
127:21 133:24 134:15	185:7 186:11, 12 198:16	year 15:4 20:20 21:11 29:19, 21 30:1
144:15 147:8, 23 149:1	208:19 213:10	years 7:21 10:25 13:19
150:1 153:15 162:18	witnessed 101:3 123:8	15:4 29:16 30:14 33:18
177:12 180:1 211:14	Witnesses 106:13, 16	34:4, 20, 24 49:23 65:23
went 22:8 24:1, 18 29:2	110:3 115:12 116:15, 17	98:3 124:16 137:13
42:23 52:12, 13 57:5	120:10, 13, 16 125:21	148:14 162:19, 23 163:4, 8 174:6 176:13 191:1, 2, 10 192:18 193:2 194:9, 13 195:8 196:8 197:5, 8, 20 198:12 201:7 203:2
59:22 81:21 84:13	128:17 136:7, 16, 17	Yolanda 107:8 119:6
102:19 103:5, 18 105:5	137:7 139:20 143:20, 21, 25 147:9, 14 148:19, 22	young 74:25
113:5, 10, 24 118:18	164:8	younger 64:21, 22
122:25 123:1 125:14, 16	woman 151:14 205:17, 18	youth 56:20 57:11, 13, 15
127:6 128:10 129:15, 18	word 61:12 167:17	
132:10 133:15, 24 135:10,	words 166:17 176:7, 9, 15, 17 178:8	< Z >
16 158:3, 15, 23 160:15	wore 87:3	zero 170:20 171:24
161:10, 13 178:18 190:3	work 16:9 25:5, 6	172:6
192:6, 10, 11, 13 193:1	180:15, 17 192:10, 11	Zoom 205:3
197:3 201:16 202:14, 25	194:18, 21	
205:8, 13	worked 15:10 16:5, 6	
We're 87:16 94:13	working 47:12 61:18, 24	
110:16 127:25 140:4	86:8 118:7	
153:18, 19 154:7 163:11	works 28:13	
198:20, 22 207:15, 21	World 24:17, 18	
212:3, 4	worried 135:7 149:17, 19, 20, 23, 24	
we've 171:5 180:3	worry 154:15 160:18	
whereabouts 147:3	worst 163:1 194:14	
WHEREOF 213:10	would've 163:5	
whirlwind 159:25	write 190:22	
white 78:13 84:21, 22	writing 35:17 37:1, 2	
89:16 108:20 133:12	writings 37:6	
wife 7:17 10:8 44:3, 4	written 42:15 47:18	
47:1 195:9 198:6 200:5,	154:11	
21 202:19	wrong 76:6 146:22	
wife's 7:18	164:24 196:19, 24 197:12, 22 204:4	
William 4:15 36:5, 12, 14	wrongfully 182:11	
39:15, 16, 22, 23 40:3	wrote 35:10, 12 203:9	
41:22, 23 42:3, 6, 11, 16,	213:7	
19 43:11 44:8 99:11, 14,	< Y >	
17 112:19 114:2 115:1, 6	y'all 161:6, 8	
126:24 127:3, 18 129:15,	Yeah 10:15, 21 12:11	
18 133:25 135:12, 19, 23	14:21 15:12 25:7 27:10	
138:1 139:3 150:5, 11, 15	33:14 38:14 39:20 45:23	
164:7, 10, 13 165:2, 3	46:22 50:10 53:14 55:16	
173:13 209:7	62:14 63:3, 7 74:22 76:3, 7 80:5 82:19 83:11 86:2	
Williams 31:17, 21, 24	87:14 90:3 95:12 96:4	
32:2, 5, 9 44:9 136:19, 20	98:4 99:7 102:5 107:18	
137:4, 21 138:5, 14, 23	123:16 125:6, 15, 17, 19	
182:25 183:1, 12 197:1		
208:11, 12, 16		
Williams.....208 4:14		
win 168:12		
withdrawing 185:1		
Witness 4:13 18:13		
37:15 40:6 43:17 48:12		